

Wylie City Council Regular Meeting

June 13, 2023 – 6:00 PM

Council Chambers - 300 Country Club Road, Building #100, Wylie, Texas 75098



CALL TO ORDER

INVOCATION & PLEDGE OF ALLEGIANCE

PRESENTATIONS & RECOGNITIONS

PR1. Junior Mayor - Aubri Heverly.

PR2. Recognition of Detective Chris Meehan for the Attorney General's Special Commendation Award.

PR3. Recognition of Chuck Flesch and his many years of service organizing the Wylie Veterans Memorial Salute to Heroes.

COMMENTS ON NON-AGENDA ITEMS

Any member of the public may address Council regarding an item that is not listed on the Agenda. Members of the public must fill out a form prior to the meeting in order to speak. Council requests that comments be limited to three minutes for an individual, six minutes for a group. In addition, Council is not allowed to converse, deliberate or take action on any matter presented during citizen participation.

CONSENT AGENDA

All matters listed under the Consent Agenda are considered to be routine by the City Council and will be enacted by one motion. There will not be separate discussion of these items. If discussion is desired, that item will be removed from the Consent Agenda and will be considered separately.

- A. Consider, and act upon, approval of the May 30, 2023 Regular City Council Meeting minutes.
- B. Consider, and act upon, Ordinance No. 2023-23 regarding an Amendment to the City of Wylie Zoning Ordinance, Articles 5.1 Land Use Charts, 5.2 Listed Uses, 7.0 General Development Regulations, as they relate to Smoke Shops, Smoking Establishments and Alcohol uses (ZC 2023-07).
- C. Consider, and act upon, the approval of a request for substantial renovation to construct an addition to an existing residential structure, located at 409 N. Ballard within the Downtown Historic District.
- D. Consider, and act upon, Ordinance No. 2023-24 amending Ordinance No. 2022-56, which established the budget for fiscal year 2022-2023; providing for repealing, savings and severability clauses; and providing for an effective date of this ordinance.
- E. Consider, and act upon, Ordinance No. 2023-25 amending Ordinance No. 2022-56, which established the budget for fiscal year 2022-2023; providing for repealing, savings and severability clauses; and providing for an effective date of this ordinance.

REGULAR AGENDA

1. Consider, and act upon, appointments to fill the Board of Review vacancies for a term to begin July 1, 2023 and end June 30, 2025.
2. Consider, and act upon, the recommendations of the 2023 Boards and Commission Council Interview Panel for appointments to the Animal Shelter Advisory Board, Construction Code Board, Historic Review Commission, Library Board, Parks and Recreation Board, Parks and Recreation Facilities Development Corporation Board (4B), Planning and Zoning Commission, Public Arts Advisory Board, Wylie Economic Development Corporation, and the Zoning Board of Adjustments to fill board vacancies for a term to begin July 1, 2023 and end June 30, 2025/26.

WORK SESSION

WS1. North Texas Municipal Water District (NTMWD) to provide an overview of the District to new council members and discuss current and future projects.

WS2. Discuss FY 2023-2024 General Fund Budget.

RECONVENE INTO REGULAR SESSION

EXECUTIVE SESSION

Sec. 551.072. DELIBERATION REGARDING REAL PROPERTY; CLOSED MEETING.

A governmental body may conduct a closed meeting to deliberate the purchase, exchange, lease, or value of real property if deliberation in an open meeting would have a detrimental effect on its negotiating position.

ES1. Discuss property located in the general area of E. Farm to Market Road 544 and Sanden Blvd.

RECONVENE INTO OPEN SESSION

Take any action as a result from Executive Session.

READING OF ORDINANCES

Title and caption approved by Council as required by Wylie City Charter, Article III, Section 13-D.

ADJOURNMENT

CERTIFICATION

I certify that this Notice of Meeting was posted on June 9, 2023 at 5:00 p.m. on the outside bulletin board at Wylie City Hall, 300 Country Club Road, Building 100, Wylie, Texas, a place convenient and readily accessible to the public at all times.

Stephanie Storm, City Secretary

Date Notice Removed

The Wylie Municipal Complex is wheelchair accessible. Sign interpretation or other special assistance for disabled attendees must be requested 48 hours in advance by contacting the City Secretary's Office at 972.516.6020. Hearing impaired devices are available from the City Secretary prior to each meeting.

If during the course of the meeting covered by this notice, the City Council should determine that a closed or executive meeting or session of the City Council or a consultation with the attorney for the City should be held or is required, then such closed or executive meeting or session or consultation with attorney as authorized by the Texas Open Meetings Act, Texas Government Code § 551.001 et. seq., will be held by the City Council at the date, hour and place given in this notice as the City Council may conveniently meet in such closed or executive meeting or session or consult with the attorney for the City concerning any and all subjects and for any and all purposes permitted by the Act, including, but not limited to, the following sanctions and purposes:

Texas Government Code Section:

- § 551.071 – Private consultation with an attorney for the City.
- § 551.072 – Discussing purchase, exchange, lease or value of real property.
- § 551.074 – Discussing personnel or to hear complaints against personnel.
- § 551.087 – Discussing certain economic development matters.
- § 551.073 – Discussing prospective gift or donation to the City.
- § 551.076 – Discussing deployment of security personnel or devices or security audit.



Wylie City Council

AGENDA REPORT

Department: City Secretary
Prepared By: Stephanie Storm

Account Code: _____

Subject

Consider, and act upon, approval of the May 30, 2023 Regular City Council Meeting minutes.

Recommendation

Motion to approve the Item as presented.

Discussion

The minutes are attached for your consideration.

Wylie City Council Regular Meeting Minutes

May 30, 2023 – 6:00 PM

Council Chambers - 300 Country Club Road, Building #100, Wylie, Texas 75098



CALL TO ORDER

Mayor Matthew Porter called the regular meeting to order at 6:01 p.m. The following City Council members were present: Junior Mayor Jace Williams, Councilman David R. Duke, Councilman Dave Strang (6:45), Mayor *pro tem* Jeff Forrester, Councilman Scott Williams, Councilman Sid Hoover, and Councilman Gino Mulliqi.

Staff present included: City Manager Brent Parker; Deputy City Manager Renae Ollie; Assistant City Manager Lety Yanez; Fire Chief Brandon Blythe; Police Chief Anthony Henderson; Finance Director Melissa Brown; Public Information Officer Craig Kelly; City Secretary Stephanie Storm; Parks and Recreation Director Carmen Powlen; Purchasing Manager Glenna Hayes; City Engineer Tim Porter; Engineering Project Manager Jenneen Elkhaid; Community Services Director Jasen Haskins; Fire Marshal Cory Claborn; Library Director Ofilia Barrera; Public Works Director Tommy Weir; Wylie Economic Development Executive Director Jason Greiner; and various support staff.

INVOCATION & PLEDGE OF ALLEGIANCE

Mayor *pro tem* Forrester led the invocation, and Junior Mayor Jace Williams led the Pledge of Allegiance.

PRESENTATIONS & RECOGNITIONS

PR1. Presentation of appreciation to outgoing Councilmember Timothy "Toby" Wallis.

Mayor Porter and the Wylie City Council presented outgoing Councilmember Timothy "Toby" Wallis with a plaque of appreciation for his dedication and support to the City of Wylie during his tenure as Councilmember Place 5.

Councilman Strang took his seat at the dais at 6:45 p.m.

PR2. Shining the Wylie Way Students Term 4: Grades Kinder - 12th.

Mayor Porter and WISD School Board President Stacie Smith presented medallions to students demonstrating "Shining the Wylie Way." Every nine weeks one student from each WISD campus is chosen as the "Wylie Way Student."

PR3. Wylie East Lady Raider Soccer Team.

Mayor Porter recognized the Wylie East Lady Raider Soccer Team for an amazing season.

PR4. Military Appreciation Month.

Mayor Porter presented a proclamation proclaiming May 2023 as Military Appreciation Month in Wylie, Texas. Members of the American Legion Post 315, Council members, and staff were present to accept the Proclamation.

PR5. Asian Americans and Pacific Islanders Month.

Mayor Porter recognized May 2023 as Asian Americans and Pacific Islanders Month in Wylie, Texas.

PR6. Junior Mayor Jace A. Williams.

Mayor Porter introduced Junior Mayor Jace Williams, administered the oath of office, and presented a proclamation for “Mayor of the Day.”

Mayor Porter recessed the Council into a break at 6:51 p.m.

Mayor Porter reconvened the Council into Regular Session at 7:00 p.m.

COMMENTS ON NON-AGENDA ITEMS

Any member of the public may address Council regarding an item that is not listed on the Agenda. Members of the public must fill out a form prior to the meeting in order to speak. Council requests that comments be limited to three minutes for an individual, six minutes for a group. In addition, Council is not allowed to converse, deliberate or take action on any matter presented during citizen participation.

There were no persons present wishing to address the Council.

CONSENT AGENDA

All matters listed under the Consent Agenda are considered to be routine by the City Council and will be enacted by one motion. There will not be separate discussion of these items. If discussion is desired, that item will be removed from the Consent Agenda and will be considered separately.

- A. Consider, and act upon, approval of the May 9, 2023 Regular City Council Meeting minutes.**
- B. Consider, and act upon, the City of Wylie Monthly Revenue and Expenditure Report for April 30, 2023.**
- C. Consider, and place on file, the City of Wylie Monthly Investment Report for April 30, 2023.**
- D. Consider, and act upon, approving the updated bylaws for the Library Advisory Board.**
- E. Consider, and act upon, a Preliminary Plat of Lots 1-2, Block A of Stealth BTS Addition, establishing two Light Industrial lots on 14.030 acres, located at 2200 W. Alanis Drive.**
- F. Consider, and act upon, approval of the Non-Profit Park Event Application from Wylie Independent School District (WISD) Council of PTAs representative Becky Welch, to hold the “Back the Future” event at Olde City Park on Saturday, September 23, 2023, from 5:00 p.m. to 7:00 p.m.**
- G. Consider, and act upon, approval of the Non-Profit Park Event Application from Connection Point Church, representative Megan Williams, to hold the “Run for the Fatherless 5K and Fun Run” event at Founders Park on Saturday, November 18, 2023, from 8:00 a.m. to 12:00 p.m.**
- H. Consider, and place on file, the monthly Revenue and Expenditure Report for the Wylie Economic Development Corporation as of April 30, 2023.**
- I. Consider, and act upon, the approval of the purchase of NeoGov Human Resources Software from Carasoft Technology Corporation in the estimated annual amount of \$52,220.17 through a cooperative contract with Omnia Partners, and authorizing the City Manager to execute any and all necessary documents.**

- J. Consider, and act upon, the award of bid #W2023-64-B for Ballard Ave. 1.5MG Elevated Storage Tank to Landmark Structures I, LP in the amount of \$8,188,400.00, and authorizing the City Manager to execute any and all necessary documents.**
- K. Consider, and act upon, the award of bid #W2023-51-B for the construction of the Wylie Dog Park to RLM Earth Company in the amount of \$817,147.13, and authorizing the City Manager to execute any and all necessary documents.**
- L. Consider, and act upon, Ordinance No. 2023-20 amending Ordinance No. 2022-56, which established the budget for fiscal year 2022-2023; providing for repealing, savings and severability clauses; and providing for an effective date of this ordinance.**
- M. Consider, and act upon, authorizing the City Manager to execute a Memorandum of Understanding (MOU) between the City of Wylie, the City of Sachse, and the City of Murphy to continue the regional trail system that begins in Richardson at Breckenridge Park.**

Council Action

A motion was made by Councilman Mulliqi, seconded by Councilman Williams, to approve the Consent Agenda as presented. A vote was taken and the motion passed 7-0.

REGULAR AGENDA

- 1. Consider, and act upon, Ordinance No. 2023-21 amending Ordinance No. 2022-56, which established the budget for fiscal year 2022-2023; providing for repealing, savings and severability clauses; and providing for an effective date of this ordinance.**

Staff Comments

Finance Director Brown addressed Council stating the amendment before Council is a budget-neutral amendment for the Taste of Wylie proceeds just to show the receipt of the revenue and the expense for the donation to the food pantries.

Council Comments

Mayor Porter confirmed the budget amendment is for \$7,513.27 and that is for the ticket and t-shirt sales for the event, but there were additional sponsorships for a final total of \$23,880 which will be presented tonight to the local food pantries. Mayor Porter and Mayor *pro tem* Forrester thanked all the volunteers and City staff who put this event on.

Council Action

A motion was made by Mayor *pro tem* Forrester, seconded by Councilman Williams, to approve Item 1 as presented. A vote was taken and the motion passed 7-0.

Members and volunteers from Hope for the Cities, Five Loaves Food Pantry, Amazing Grace Food Pantry, Wylie Christian Care Center, Wylie EDC, and the City of Wylie were present to accept the donation.

- 2. Interview applicants for Board of Review vacancies for a term to begin July 1, 2023 and end June 30, 2025.**

Council Comments

The Council interviewed the following individuals: William Crowe, James Koch, Mary Nitschke, and Navin Kumar Thirukottiyur Vijayakumar.

Applicants not present included: Kevin Hughes and Joe Webb.

Council Action

There was no action taken on this Item.

3. **Hold a Public Hearing, consider, and act upon, the writing of an Ordinance to amend the City of Wylie Zoning Ordinance, Articles 5.1 Land Use Charts, 5.2 Listed Uses, 7.0 General Development Regulations, as they relate to Smoke Shops, Smoking Establishments and Alcohol uses.**

Staff Comments

Community Services Director Haskins addressed Council stating in February this year the Planning and Zoning Commission (Commission) held a work session to discuss smoke shops, smoking establishments, and alcohol uses. We have had several uses including distilleries and breweries approved recently through special use permits (SUP), and have received several requests, phone calls, and questions at the staff level about smoking establishments such as cigar and hookah lounges, and the prevalence of smoke shops or vape cigarette type shops. The Commission requested staff to draft an Ordinance amending the Zoning Ordinance. The Commission voted 7-0 to recommend the Ordinance that is before you. This Ordinance is to establish smoke shops, smoking establishments, wineries, breweries, and distilleries as uses within the City. Currently, smoke shops are considered general retail so they are allowed anywhere by right and this Ordinance proposes to make them SUPs within LI and CC districts. Currently, a smoking establishment can only open if a restaurant is created and it contains a smoking section due to laws passed by Council several years ago. Wineries, breweries, and distilleries are allowed by right and defined by Texas state law; however, when these items have come before Council the applicant sometimes has an additional use, such as a food truck park or event center; therefore, staff is recommending that these uses are allowed by right in certain areas and SUPs are required when there are additional uses. Currently, in the Zoning Ordinance the alcohol requirements are the same but are located under individual uses in four to five different sections; therefore, to avoid any confusion or clerical errors, staff consolidated all the sections into one section and did establish a formal procedure for variance requests to the distance requirements.

Council Comments

Mayor *pro tem* Forrester clarified Smoke Shops (29.b(1)) references that a SUP is required in a CC district but does not state it is required in an LI district. Haskins replied that was a clerical error as it was added to the table above but 29.b(1) should be removed as everywhere they are allowed it requires a SUP so it is not an additional provision. Forrester asked if the same would be true with Smoking Establishments (30.b(1)) where it says that a SUP shall be required in all permitted districts except LI districts. Haskins replied the Commission is recommending that a smoking establishment, such as a cigar or hookah lounge, be allowed by right in LI districts, but the other areas would require a SUP. Councilman Mulliqi requested staff explain the variance that was approved for the distillery and make that a permanent requirement. Haskins replied at the time that the distillery went in, there was a church in the strip mall, which was within 300 feet. The church was contacted, as well as anyone within 200 feet, and they did not have an issue with it; therefore, a variance came before Council and was approved which is allowed by state law. Mulliqi asked the way the proposed Ordinance is written, would those variances still come before Council. Haskins replied in compliance with state law it would still come before Council but are just officially adding a procedure; however, one proposed change is staff would not notify property owners within 200 feet but would reach out to anyone subject to the exception such as schools, daycares, and/or churches.

Public Hearing

Mayor Porter opened the public hearing on Item 3 at 7:39 p.m. asking anyone present wishing to address Council to come forward.

No person was present wishing to address the Council.

Mayor Porter closed the public hearing at 7:39 p.m.

Council Action

A motion was made by Mayor *pro tem* Forrester, seconded by Councilman Strang, to direct staff to prepare an ordinance approving the zoning change requested and bring it back for final consideration at a subsequent meeting with the following change: strike section 29.b(1). A vote was taken and the motion passed 7-0.

4. Tabled from 04-11-2023*Remove from table and consider***Council Action**

A motion was made by Councilman Mulliqi, seconded by Councilman Duke, to remove Item 4 from the table to consider. A vote was taken and the motion passed 7-0.

Consider, and act upon, amendments to the Bylaws of the Wylie Economic Development Corporation.

Staff Comments

City Manager Parker addressed the Council stating on April 11th Jason Greiner and members of the EDC presented bylaw changes. There were some questions from the Council regarding if the EDC staff are employees of the City. There have been discussions with the City Attorney's Office and Mr. Greiner and that question is not clear as the City Charter or state law does not authorize Council's authority so the recommendation would be to identify, with the City Attorney, the desire of Council regarding the WEDC board of directors. Council could choose to take no action on this item or could table it for three additional meetings to allow for a discussion between Council, the City Attorney, and the WEDC board to define the desired path forward.

Council Comments

Mayor *pro tem* Forrester stated regarding the questions about the employment status of EDC, after the discussions between the City Manager and the City Attorney's Office, and researching the foundation of the EDC, it is a corporation that was founded apart from the City but has oversight from the City to select board members. Forrester added the EDC is its own organization and he was satisfied with the changes to the bylaws that were brought before Council by the EDC Board. Mayor Porter replied he agreed with Mayor *pro tem* Forrester, where the Council does not have direct authority to get involved it does not need to get involved, and the best course of action is to follow it as written and follow the process that has been working. Porter stated there were some concerns from the Council about ethics or term limits but those are things that the board has to self-impose as the Council does not have the authority to enforce those changes, and can only approve or disapprove changes to the bylaws. Porter requested the EDC board be open to putting some of those things into place, especially an ethics component. Councilman Mulliqi stated he did think it is necessary to establish a protocol on the EDC's role and responsibility as it would be helpful to the citizens, and added Council should give clear direction to Jason and the EDC on the things Council would like to see implemented.

Council Action

A motion was made by Mayor *pro tem* Forrester, seconded by Councilman Strang, to table Item 4 until the June 27, 2023, City Council meeting. A vote was taken and the motion passed 7-0.

- 5. Consider, and act upon, Ordinance No. 2023-22 to disannex approximately 4,000 acres of Lavon Lake and surrounding land, situated in the W. W. Bell Survey, Abs A0037; M. I. Geminez Survey, Abs A0338; William Johnson Survey, Abs A0476; John D Kirby Survey, Abs A0515; Madison Walker Survey, Abs A1022; Alex Russell Survey, Abs A0736; B. M. Carr Survey, Abs A0175; James King Survey, Abs A0508; and Thomas Chambers Survey, Abs A1049, Collin County, Texas.**

Staff Comments

Deputy City Manager Ollie addressed Council stating in March Council held a work session with Mr. Joe Helmberger with Kimley-Horn, who represents Princeton, to review the area which is the northern peninsula of Lake Lavon. The area is owned by the Corps of Engineers and is roughly 4,000 acres of unimproved and nontaxable area of which 80 percent is water and 20 percent is land. It does not fall within Wylie's CCN, and the City provides no services including sewer or water. The City of Princeton paid for the survey, and our GIS department reviewed it. The proposed Ordinance is to disannex that area and if it is approved Princeton will immediately start working on annexing it.

Council Action

A motion was made by Councilman Strang, seconded by Councilman Duke, to approve Item 5 as presented. A vote was taken and the motion passed 7-0.

6. Consider, and act upon, the recommendation to reject all bids for W2023-50-B East Meadow Trail Splash Pad and Community Park Splash Pad.

Staff Comments

Purchasing Manager Hayes addressed Council stating the City put out a competitive sealed bid for this particular project, which included two different locations for the splash pads. The City only received one bid. Staff did reach out to vendors that had been invited to bid to find out why they did not submit bids. The feedback included the project was too small, the project was too big, and/or they wanted their own manufactured equipment. The City's design firm went through the one bid that was received and it was over budget for both of the projects by about \$36,000 with none of the alternates, which is where the parking was. The department has reviewed all of this information and the staff's recommendation is to reject this bid as it does not represent a fair and reasonable cost or in the City's best financial interest to proceed with this. The department is working on plans to move forward with the projects in a different fashion, and rejecting this bid does not kill this project.

Council Comments

Mayor Porter asked what is staff's plan instead of accepting a bid and how this affects the project timeline. Assistant Parks and Recreation Director Stowers replied it will push back the timeline a little bit as construction of a splash pad is about 270 calendar days; however, vendors do not think it will take that long. The new plan would be to let Parks and Recreation take this project as their own. Porter confirmed it would still open in the summer of 2024. Councilman Williams asked with the Parks and Recreation Department taking on this project could the City get some of the options at a lower or no cost to the citizens. Stowers replied they have found significant differences so far, anticipate saving money, and hopefully get some of the alternates. Councilman Mulliqi clarified Parks and Recreation will manage the entire project. Stowers confirmed that was correct; there would be potentially three different vendors for this project. Porter confirmed staff is comfortable with handling and managing the project. Stowers replied staff is very comfortable and does a similar process for playgrounds.

Council Action

A motion was made by Councilman Mulliqi, seconded by Councilman Williams, to approve Item 6 as presented. A vote was taken and the motion passed 7-0.

WORK SESSION

Mayor Porter recessed the Council into a break at 8:04 p.m.

Mayor Porter reconvened the Council into Work Session at 8:14 p.m.

WS1. Discuss a potential change of zoning from Neighborhood Services to Planned Development (PD-Mixed Use) on approximately 14.24 acres, generally located on the southeast corner of Country Club Road and Park Boulevard.

Mayor Porter stated the applicant requested this work session not be held this evening as they were not ready for it.

WS2. Discuss Ethiopian Sports Federation in North America Soccer Tournament.

City Manager Parker addressed Council stating staff has been working with the soccer federation to plan for the July 2nd-8th tournament. The staff has put together a cost for the City's portion of that event with the total for staffing at about \$171,406. This event was not budgeted in the FY 2023 budget and we cannot absorb that amount of money in the current budget; therefore, staff is requesting direction from Council as to how to move forward, whether it be a budget amendment or use of fund balance. Parker stated the Mayor has been in discussions with the soccer federation and he was not sure where the \$100,000 donation that the City is providing them from the hotel-

motel tax fund is being spent or if that is an option. Parker added Chief Blythe and Chief Henderson put together a staffing matrix which is the same matrix used for WISD events held at the stadium.

Abi Norling, representing the Ethiopian Sports Federation in North America, was present to answer questions from the Council.

Questions and comments from Council included what time is the event allowed to be on the property, what are the hours for the opening ceremony, could the beer garden be removed from consideration, are the numbers provided the worst case scenario, create an atmosphere of safety, where does the City come up with the funds, \$100,000 from hotel motel go towards these costs which would result in an estimated shortfall of \$71,000, is the soccer federation okay with the \$100,000 going towards the staffing expenses, did the soccer federation budget for police and fire, clarification on security cost, do vendors have to pull permits and health inspections, how many teams are expected, is the amount budgeted by the soccer federation based on previous events, what type of transportation will be used, if the beer garden was removed what impact would that have on the cost, are there guidelines on amounts or best practices of use of hotel motel funds, how many hotel rooms are booked by the organization, is there a way the organization can cover the \$71,000 difference, what was the cost for the previous college stadium rental, look at what the soccer federation has available to cover the shortfall so that it does not come from the City, and what is the normal procedure for paying for staffing on events, would like to see the event move forward, and it will be a good event for the City to host.

The consensus of the Council was to cover the City cost from the hotel-motel tax fund.

RECONVENE INTO REGULAR SESSION

Mayor Porter reconvened the Council into Regular Session at 9:04 p.m.

EXECUTIVE SESSION

Mayor Porter convened the Council into Executive Session at 9:04 p.m.

Sec. 551.072. DELIBERATION REGARDING REAL PROPERTY; CLOSED MEETING.

A governmental body may conduct a closed meeting to deliberate the purchase, exchange, lease, or value of real property if deliberation in an open meeting would have a detrimental effect on its negotiating position.

ES1. Consider the sale or acquisition of properties located at Ballard/Brown, Brown/Eubanks, FM 544/Cooper, FM 544/Sanden, FM 1378/Parker, Jackson/Oak, Regency/Steel, State Hwy 78/Ballard, and State Hwy 78/Brown.

Sec. 551.087. DELIBERATION REGARDING ECONOMIC DEVELOPMENT NEGOTIATIONS; CLOSED MEETING.

This chapter does not require a governmental body to conduct an open meeting:

- (1) to discuss or deliberate regarding commercial or financial information that the governmental body has received from a business prospect that the governmental body seeks to have locate, stay, or expand in or near the territory of the governmental body and with which the governmental body is conducting economic development negotiations; or
- (2) to deliberate the offer of a financial or other incentive to a business prospect described by Subdivision (1).

ES2. Deliberation regarding commercial or financial information that the WEDC has received from a business prospect and to discuss the offer of incentives for Projects: 2017-6a, 2021-5a, 2021-6a, 2021-6c, 2021-8a, 2021-9b, 2021-9f, 2022-1c, 2022-7b, 2023-1a, 2023-2d, 2023-3b, 2023-4c, and 2023-5a.

RECONVENE INTO OPEN SESSION*Take any action as a result from Executive Session.*

Mayor Porter convened the Council into Open Session at 9:42 p.m.

Council Action

A motion was made by Councilman Strang, seconded by Councilman Duke, to authorize the WEDC to enter into a performance agreement with Project 2021-9b in an amount not to exceed \$450,000. A vote was taken and the motion passed 7-0.

READING OF ORDINANCES*Title and caption approved by Council as required by Wylie City Charter, Article III, Section 13-D.*

City Secretary Storm read the caption to Ordinance Nos. 2023-20, 2023-21, and 2023-22 into the official record.

ADJOURNMENT

A motion was made by Councilman Strang, seconded by Councilman Williams, to adjourn the meeting at 9:46 p.m. A vote was taken and the motion passed 7-0.

Matthew Porter, Mayor**ATTEST:**

Stephanie Storm, City Secretary



Wylie City Council

AGENDA REPORT

Department: Planning

Prepared By: Jasen Haskins, AICP

Account Code: _____

Subject

Consider, and act upon, Ordinance No. 2023-23 regarding an Amendment to the City of Wylie Zoning Ordinance, Articles 5.1 Land Use Charts, 5.2 Listed Uses, 7.0 General Development Regulations, as they relate to Smoke Shops, Smoking Establishments, and Alcohol uses (ZC 2023-07).

Recommendation

Motion to approve the Item as presented.

Discussion

On May 30, 2023 the City Council approved the writing of a City Ordinance to amend the City of Wylie Zoning Ordinance, Articles 5.1 Land Use Charts, 5.2 Listed Uses, 7.0 General Development Regulations, as they relate to Smoke Shops, Smoking Establishments, and Alcohol uses.

In that approval the Council included the amendment that 29.b.(1) be removed from the Zoning Ordinance as the Smoke Shop Use shall require a Special Use Permit in all districts, not just Commercial Corridor (CC). That amendment is included in the final version presented here.

The adoption of the attached Ordinance makes the appropriate amendments; and provides a penalty clause, a repeal clause, a savings clause, a severability clause, and an effective date.

ORDINANCE NO. 2023-23

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF WYLIE, TEXAS, AMENDING ORDINANCE NO. 2006-04 OF THE CITY OF WYLIE (THE ZONING ORDINANCE, AS AMENDED), ARTICLE 5, USE REGULATIONS AND ARTICLE 7, GENERAL DEVELOPMENT REGULATIONS; AMENDING CERTAIN REGULATIONS RELATING TO CREATE AND DEFINE SMOKE SHOP, SMOKING ESTABLISHMENT, BREWERY, DISTILLERY, AND WINERY USES, UNIFY ALCOHOL RELATED REQUIREMENTS IN THE ZONING ORDINANCE, AND PROVIDE AN APPEAL PROCESS FROM DISTANCE REQUIREMENTS; PROVIDING A PENALTY CLAUSE, SAVINGS/REPEALING CLAUSE, SEVERABILITY CLAUSE AND AN EFFECTIVE DATE; AND PROVIDING FOR THE PUBLICATION OF THE CAPTION HEREOF.

WHEREAS, the City Council of the City of Wylie, Texas ("City Council") has investigated and determined that it would be advantageous and beneficial to the citizens of the City of Wylie, Texas ("Wylie") to amend Article 5, Use Regulations and Article 7, General Development Regulations, of Ordinance No. 2006-04, the Zoning Ordinance, as amended, to amend regulations relating to Smoke Shops, Smoking Establishments, Breweries, Distilleries, Wineries, and Alcohol related requirements; and

WHEREAS, the City Council finds that this Ordinance contains textual amendments to the Zoning Ordinance that do not change zoning district boundaries, and therefore, written notice to individual property owners is not legally required; and

WHEREAS, the City Council finds that all legal notices required for amending the Zoning Ordinance have been given in the manner and form set forth by law, public hearings have been held on the proposed amendments and all other requirements of notice have been fulfilled; and

WHEREAS, the City Council finds that it is in the best interests of Wylie and its citizens to amend the Zoning Ordinance as set forth below, and that such amendments are in furtherance of the health, safety, morals and general welfare of the Wylie community and the safe, orderly and healthful development of Wylie.

NOW, THEREFORE BE IT, ORDAINED BY THE CITY COUNCIL OF THE CITY OF WYLIE, TEXAS:

SECTION 1: The findings set forth above are incorporated into the body of this Ordinance as if fully set forth herein.

SECTION 2: Article 5, Use Regulations and Article 7, General Development Regulations of Wylie's Zoning Ordinance, Ordinance No. 2006-04, are hereby amended as set forth in Exhibit A, attached hereto and incorporated herein by reference for all purposes.

SECTION 3: The Zoning Ordinance, as amended, shall remain in full force and effect, save and except as amended by this or any other Ordinance. All provisions of any ordinance in conflict with this Ordinance are hereby repealed, but such repeal shall not abate any pending prosecution for violation of the repealed ordinance, nor shall the repeal prevent a prosecution from being commenced for any violation if occurring prior to the repeal of the ordinance. Any remaining portions of said ordinance shall remain in full force and effect.

SECTION 4: Should any section, subsection, sentence, clause or phrase of this Ordinance be declared unconstitutional or invalid by a court of competent jurisdiction, it is expressly provided that any and all remaining portions of this Ordinance shall remain in full force and effect. The City Council hereby declares that it would have passed this Ordinance, and each section, subsection, clause or phrase thereof irrespective of the fact that any one or more sections, subsections, sentences, clauses and phrases be declared unconstitutional or invalid.

SECTION 5: Any person, firm, corporation or entity violating this Ordinance or any provision of Wylie's Zoning Ordinance, as amended, shall be deemed guilty of a misdemeanor, and on conviction thereof, shall be fined in an amount not exceeding Two Thousand Dollars (\$2,000.00). A violation of any provision of this Ordinance shall constitute a separate violation for each calendar day in which it occurs. The penal provisions imposed under this Ordinance shall not preclude Wylie from filing suit to enjoin the violation. Wylie retains all legal rights and remedies available to it pursuant to local, state and federal law.

SECTION 6: This Ordinance shall become effective from and after its adoption and publication as required by law the City Charter and by law.

DULY PASSED AND APPROVED by the City Council of the City of Wylie, Texas, this 13th day of June, 2023.

Matthew Porter, Mayor

ATTEST:

Stephanie Storm, City Secretary

DATE OF PUBLICATION: June 21, 2023, in the Wylie News



EXHIBIT A

Permitted Uses	Residential Districts							Non-Residential Districts							Parking
	Low Density		High Density					Commercial				Industrial		Mixed-Use	
F. Retail, Personal Service & Commercial Cont.	AG/30	SF-ED	SF-20/26	SF-10/24	TH	MF	MH	NS	CR	CC	BG	LI	HI	DTH	SBO
29. Smoke Shop										S		S			
30. Smoking Establishment									S	S		P		S	S
31. Brewery, Winery, Distillery									P*	P*		P*		P*	P*

P=Permitted P*=Permitted with additional requirements when located in this district.
 S=Special Use Permit T=Temporary Use Permit (L)=Loading spaces are required

29. Smoke Shop

a. **Definition:** A retail establishment engaged in the sale of smoking and vaping products and/or paraphernalia for the consumption of smoking related products. These products include, but are not limited to; Cigarettes, cigars, e-cigarettes, pipes, hookahs, bongs, tobacco, vape cartridges, and chewing tobacco. A business shall be classified as being within this use if more than 25% of the floor space, including displays and aisles, is based on the retail sale of the aforementioned products.

b. Additional Provisions:

- (1) No smoke shop shall be established within 1,500 feet of another smoke shop.
- (2) Shall not be closer than 300 feet to a public or private school measured in direct line from property line to property line, and in direct lines across intersections.

30. Smoking Establishment

a. **Definition:** An establishment that primarily caters to the on-site consumption of tobacco, such as a cigar or hookah lounge.

b. Additional Provisions:

- (1) A Special Use Permit shall be required in all permitted districts except LI Districts.



-
- (2) No smoking establishment shall be within 500 feet of another smoking establishment.
 - (3) Shall not be closer than 300 feet to a public or private school measured in direct line from property line to property line, and in direct lines across intersections.

31. Brewery, Winery, Distillery

a. **Definition:** An establishment that primarily caters to the on-site manufacturing of alcoholic beverages in accordance with the Texas Alcohol Beverage Code for Breweries, Brewpubs, Distillers, and Wineries.

b. **Additional Provisions:**

- (1) The General Provisions listed in Section 7.10 shall apply.
- (2) A Special Use Permit shall be required when there are additional uses on the property. Those accessory uses can include but are not limited to; events center, food truck park, restaurant without drive-thru service, and commercial entertainment.



19. Restaurant with Drive-in or Drive-through Service

a. **Definition:** Restaurant with drive-in or drive through service means

- (1) A restaurant with drive-in service is an establishment principally for the sale and consumption of food where food service is provided to customers in motor vehicles for consumption on the premises.
- (2) A restaurant with drive-through service is an establishment principally for the sale and consumption of food which has direct window service allowing customers in motor vehicles to pick up food for off-premises consumption. This use applies for the pick-up of delivery service and / or customer pre-orders of food for off-premises consumption.

b. **Additional Provisions:**

- (1) The minimum stacking space for the first vehicle stop for a commercial drive-through shall be a minimum of 100-feet, and a minimum of 40-feet thereafter, for any other stops.
- (2) CR District: Drive through and stacking area shall not be located adjacent to residential uses.
- (3) The General Provisions listed in Section 7.10 shall apply.

20. Restaurant without Drive-in or Drive-through Service

a. **Definition:** Restaurant without drive-in or drive through service means an establishment principally for the sale and consumption of food on the premises.

b. **Additional Provisions:** The General Provisions listed in Section 7.10 shall apply

23. Beer & Wine Package Sales.

a. **Definition:** An establishment, including but not limited to General Merchandise or Food Store of any size or Motor Vehicle Fueling Station, engaged in the selling of beer and/or wine to the general public for off-site personal or household consumption and rendering services incidental to the sale of such goods.

b. **Additional Provisions:** The General Provisions listed in Section 7.10 shall apply.



SECTION 7.10 ALCOHOL PROVISIONS

A. General Provisions: The sale of alcohol shall be subject to compliance with the Texas Alcoholic Beverage Code, as it exists or may be amended, and to the following development criteria:

1. Establishments are only permitted to sell alcohol by right if the subject property was located within the City limits as of May 13, 2006. For property annexed into the City after May 13, 2006, an establishment that sells alcohol must obtain a permit for a Private Club from the Texas Alcoholic Beverage Commission for the ability to sell alcohol.
2. An establishment that sells alcohol shall not be located closer than 300 feet to a church and/or public hospital measured along the property lines of the street fronts from front door to front door, and in direct lines across intersections.
3. An establishment that sells alcohol shall not be located closer than 300 feet to a public or private school measured in a direct line from property line to property line, and in direct lines across intersections.
4. The distance between an establishment that sells alcohol and a private school can be increased to 1,000 feet if the City Council receives a request from the governing body of the private school to do so.
5. Establishments that derive more than 75% of their revenue from the sale of alcohol are only permitted by specific use permit.
6. In the BG District restaurant Use must be incorporated into the Civic Center facility and owned, managed, operated, or contracted through, in whole or in part by a governmental agency.

B. Appeal of distance requirements: As allowed under Chapter 109 of the Texas Alcoholic Beverage Code the City Council may allow variances to the regulation if it is determined that enforcement of the regulation in a particular instance is not in the best interest of the public, constitutes waste or inefficient use of land or other resources, creates an undue hardship on an applicant for a license or permit, does not serve its intended purpose, is not effective or necessary, or for any other reason the City Council, after consideration of the health, safety, and welfare of the public and the equities of the situation, determines is in the best interest of the community.

1. The property owner shall request the variance, in writing, to the City Planner and provide any additional information that may be required.
2. A fee shall be required equal to the fee of a commercial request for a variance to the Zoning Board of Adjustments.
3. The City Planner shall notify the owner of the property subject to the distance requirement, according to current year County tax rolls, and cause notification to be published in the newspaper of record a time and place of the City Council meeting in which the request for the distance variance will be considered. The notifications shall occur at least 10 days prior to the City Council meeting.



Wylie City Council

AGENDA REPORT

Department: Planning
 Prepared By: Renae' Ollie

Account Code: _____

Subject

Consider, and act upon, the approval of a request for substantial renovation to construct an addition to an existing residential structure, located at 409 N. Ballard within the Downtown Historic District.

Recommendation

Motion to approve the Item as presented.

Discussion

Owner: Isom Revocable Trust

Applicant: Mark and Kari Isom

The property owners propose to construct an attached workshop/garage to the rear of their single-family dwelling.

According to Collin County Appraisal District records, the house was built in 1993 with a footprint of approximately 2,300 sf, which includes an attached garage and covered porches. The property is zoned for residential and/or commercial uses within the Downtown Historic District.

The plans indicate the addition will be to the rear (west) of the house. The 399-sf workshop/garage will be connected to the existing garage by a gabled roof. The new exterior materials and paint will match the existing structure.

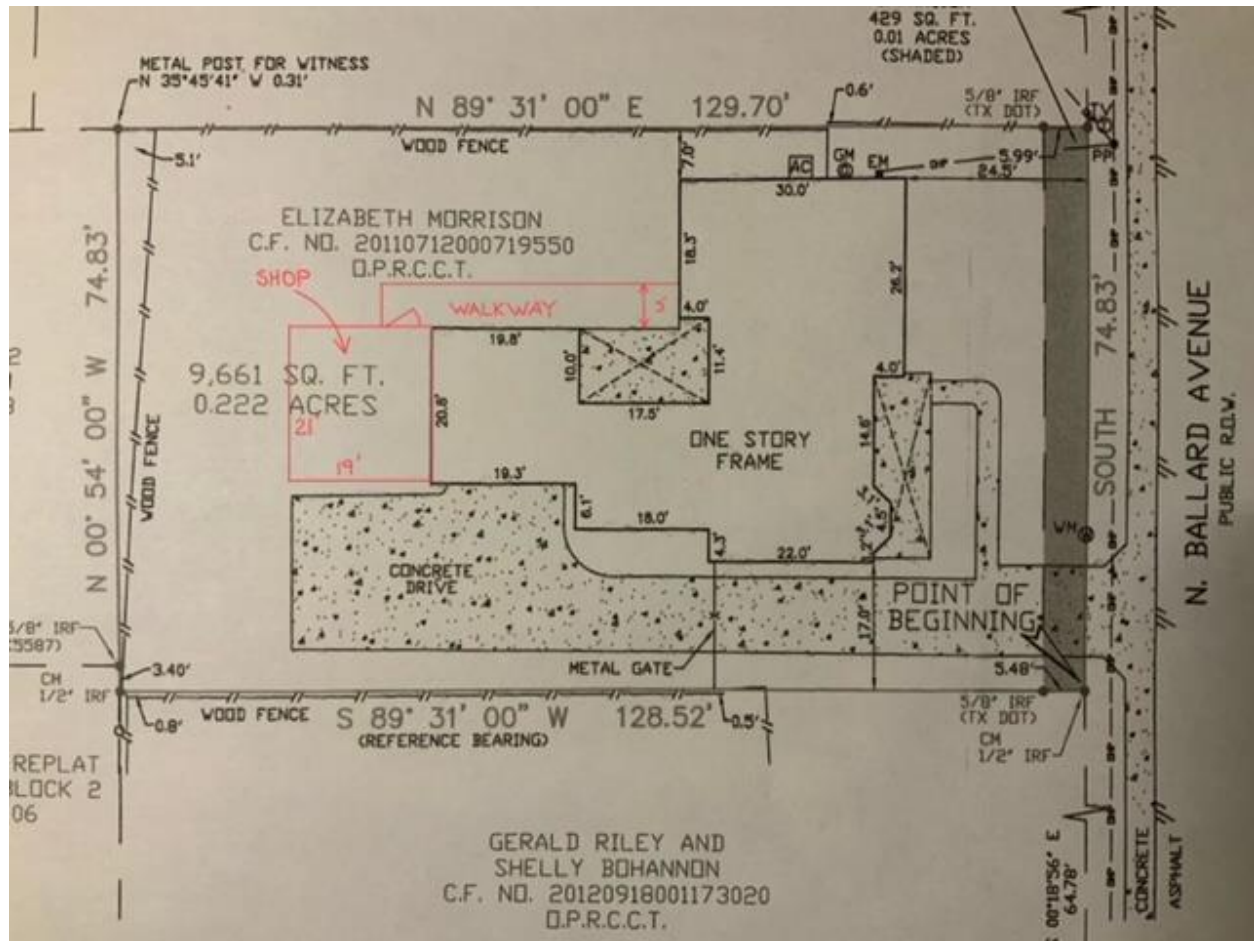
The owner desires to begin work in June 2023 with a completion in August 2023.

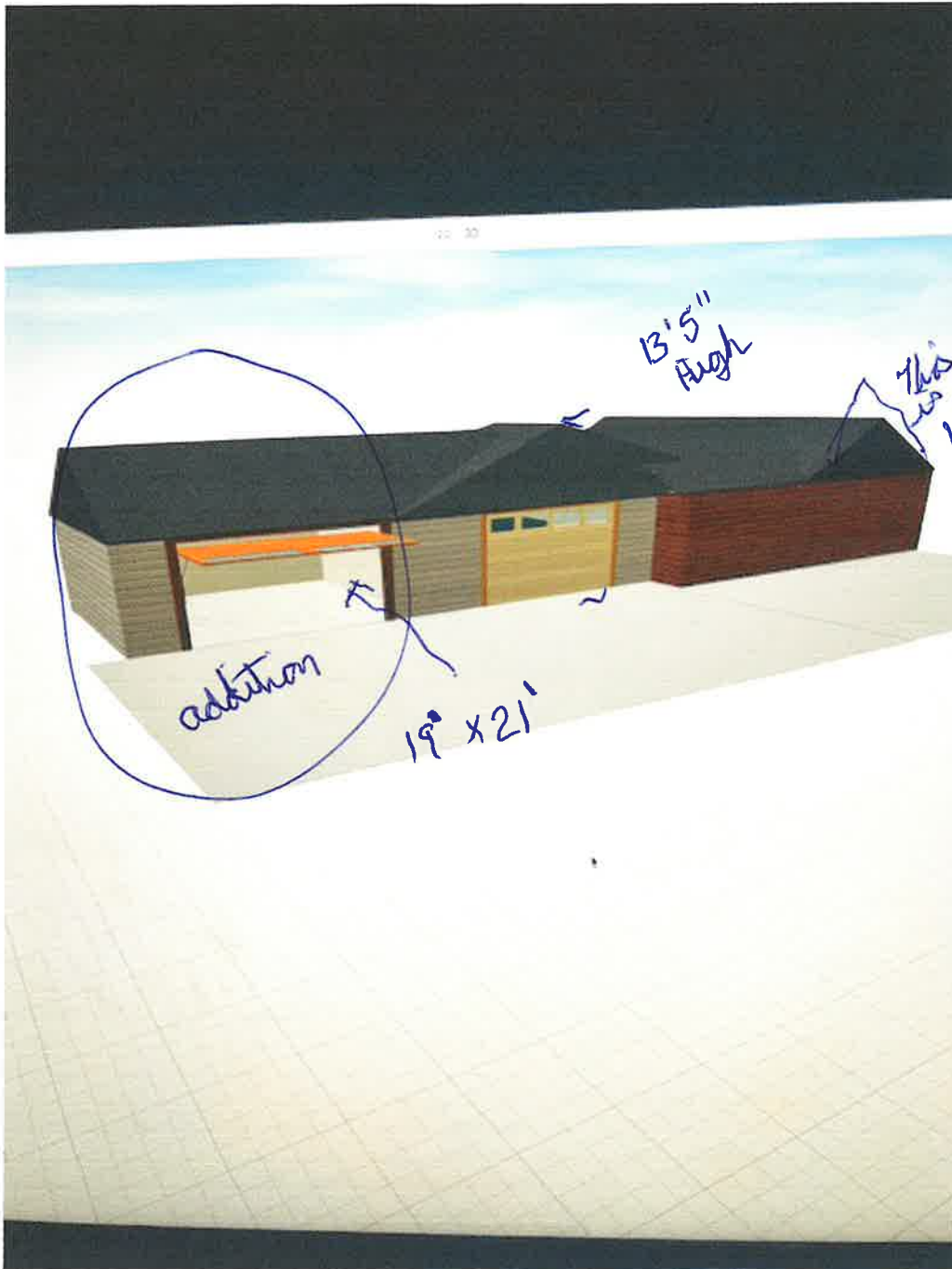
HRC Discussion

The Commission voted 5-0 to recommend approval.

EXHIBITS

409 N. BALLARD







13'5" High



our house...



Coloring & Siding will be same.



Wylie City Council

AGENDA REPORT

Department: Finance

Prepared By: Melissa Brown

Account Code: See Exhibit A

Subject

Consider, and act upon, Ordinance No. 2023-24 amending Ordinance No. 2022-56, which established the budget for fiscal year 2022-2023; providing for repealing, savings and severability clauses; and providing for an effective date of this ordinance.

Recommendation

Motion to approve the Item as presented.

Discussion

The purpose of this budget amendment is to transfer \$25,000 from the City Secretary Elections account to the General Fund Combined Services Special Services account to fund up to \$25,000 of fireworks on July 2, 2023.

In addition, the City would like to purchase two solar panel message boards for special events. Each message board is \$24,000 and will be purchased using Hotel Occupancy Tax.

In addition, there is \$52,400 in various building related projects that we would like to complete this fiscal year. The funding for these projects will be transferred from IT into the Facilities budget to enable them to begin the work.

This is a budget neutral amendment for the General Fund. The Hotel Occupancy Tax fund balance will decrease \$48,000 and the expenditures will increase by the same amount.

ORDINANCE NO. 2023-24**AN ORDINANCE OF THE CITY OF WYLIE, TEXAS, AMENDING ORDINANCE NO. 2022-56, WHICH ESTABLISHED THE BUDGET FOR FISCAL YEAR 2022-2023; REPEALING ALL CONFLICTING ORDINANCES; PROVIDING FOR A SEVERABILITY CLAUSE; AND PROVIDING FOR AN EFFECTIVE DATE.**

WHEREAS, the City Council heretofore adopted Ordinance No. 2022-56 setting forth the Budget for Fiscal Year 2022-2023 beginning October 1, 2022, and ending September 30, 2023; and,

WHEREAS, the City Departments and Divisions routinely review their budget appropriations to determine if any changes are necessary; and

WHEREAS, based upon said review the City staff now recommends that certain amendments to the Budget be considered by the City Council; see Exhibit A; and,

WHEREAS, the City Council has the authority to make amendments to the City Budget under Article VII, Section 4 of the City Charter, as well as State law; and,

WHEREAS, the City Council has determined that the proposed amendments to the FY 2022-2023 Budget; see Exhibit A, with the revenues and expenditures therein contained, is in the best interest of the City; and therefore, desires to adopt the same by formal action.

NOW, THEREFORE, BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF WYLIE, TEXAS:

SECTION I: The proposed amendments to the FY 2022-2023 Budget of the City of Wylie; Exhibit A, as heretofore adopted by Ordinance No. 2023-24, are completely adopted and approved as amendments to the said FY 2022-2023 Budget.

SECTION II: All portions of the existing FY 2022-2023 Budget and Ordinance No. 2022-56, except as specifically herein amended, shall remain in full force and effect, and not be otherwise affected by the adoption of the amendatory ordinance.

SECTION III: Should any paragraph, sentence, sub-division, clause, phrase or section of this ordinance be adjudged or held to be unconstitutional, illegal or invalid, the same shall not affect the validity of this ordinance as a whole or any part or provision thereof, other than the part or parts as declared to be invalid, illegal, or unconstitutional.

SECTION IV: This ordinance shall be in full force and effect from and after its adoption by the City Council and publication of its caption as the law and the City Charter provide in such cases.

SECTION V: That all other ordinances and code provisions in conflict herewith are hereby repealed to the extent of any such conflict or inconsistency and all other provisions of the Wylie City Code not in conflict herewith shall remain in full force and effect.

SECTION VI: The repeal of any ordinance, or parts thereof, by the enactment of the Ordinance, shall not be construed as abandoning any action now pending under or by virtue of such ordinance; nor shall it have the effect of discontinuing, abating, modifying or altering any penalty accruing or to accrue,

nor as affecting any rights of the municipality under any section or provision of any ordinances at the time of passage of this ordinance.

DULY PASSED AND APPROVED by the City Council of the City of Wylie, Texas, this 13th day of June, 2023.

Matthew Porter, Mayor

ATTEST:

Stephanie Storm, City Secretary

Budget Amendment
Fireworks, Solar Panels and Facilities

Exhibit A

Fund	Department	Account Number	Account Description	Debit	Credit
100	5113	56070	Elections		25,000.00
100	5181	56040	Special Services	25,000.00	
			Computer Hard/Software		
100	5155	54810	Maintenance		54,200.00
100	5132	54910	Buildings	54,200.00	
Total General Fund				79,200.00	79,200.00
161	5651	58850	Major Tools and Equipment	48,000.00	-
Total Hotel Occupancy Tax Fund				48,000.00	-



Wylie City Council

AGENDA REPORT

Department: Finance

Prepared By: Melissa Brown

Account Code: See Exhibit A

Subject

Consider, and act upon, Ordinance No. 2023-25 amending Ordinance No. 2022-56, which established the budget for fiscal year 2022-2023; providing for repealing, savings and severability clauses; and providing for an effective date of this ordinance.

Recommendation

Motion to approve the Item as presented.

Discussion

The purpose of this budget amendment is to transfer \$171,450 from the Hotel Occupancy Tax Fund to the General Fund and the Utility Fund to fund the expenses related to the Ethiopian Soccer League Tournament to be held in Wylie. The funds will cover overtime for Police, Fire, Parks, and Public Works as well as supplies and rental of some needed equipment. Any amount not used will be transferred back to the Hotel Occupancy Tax Fund.

The Hotel Occupancy Tax fund balance will decrease \$171,450. The General Fund and Utility Fund will be budget neutral because of the revenue transfers from the Hotel Occupancy Tax Fund.

ORDINANCE NO. 2023-25

AN ORDINANCE OF THE CITY OF WYLIE, TEXAS, AMENDING ORDINANCE NO. 2022-56, WHICH ESTABLISHED THE BUDGET FOR FISCAL YEAR 2022-2023; REPEALING ALL CONFLICTING ORDINANCES; PROVIDING FOR A SEVERABILITY CLAUSE; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, the City Council heretofore adopted Ordinance No. 2022-56 setting forth the Budget for Fiscal Year 2022-2023 beginning October 1, 2022, and ending September 30, 2023; and,

WHEREAS, the City Departments and Divisions routinely review their budget appropriations to determine if any changes are necessary; and

WHEREAS, based upon said review the City staff now recommends that certain amendments to the Budget be considered by the City Council; see Exhibit A; and,

WHEREAS, the City Council has the authority to make amendments to the City Budget under Article VII, Section 4 of the City Charter, as well as State law; and,

WHEREAS, the City Council has determined that the proposed amendments to the FY 2022-2023 Budget; see Exhibit A, with the revenues and expenditures therein contained, is in the best interest of the City; and therefore, desires to adopt the same by formal action.

NOW, THEREFORE, BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF WYLIE, TEXAS:

SECTION I: The proposed amendments to the FY 2022-2023 Budget of the City of Wylie; Exhibit A, as heretofore adopted by Ordinance No. 2023-25, are completely adopted and approved as amendments to the said FY 2022-2023 Budget.

SECTION II: All portions of the existing FY 2022-2023 Budget and Ordinance No. 2022-56, except as specifically herein amended, shall remain in full force and effect, and not be otherwise affected by the adoption of the amendatory ordinance.

SECTION III: Should any paragraph, sentence, sub-division, clause, phrase or section of this ordinance be adjudged or held to be unconstitutional, illegal or invalid, the same shall not affect the validity of this ordinance as a whole or any part or provision thereof, other than the part or parts as declared to be invalid, illegal, or unconstitutional.

SECTION IV: This ordinance shall be in full force and effect from and after its adoption by the City Council and publication of its caption as the law and the City Charter provide in such cases.

SECTION V: That all other ordinances and code provisions in conflict herewith are hereby repealed to the extent of any such conflict or inconsistency and all other provisions of the Wylie City Code not in conflict herewith shall remain in full force and effect.

SECTION VI: The repeal of any ordinance, or parts thereof, by the enactment of the Ordinance, shall not be construed as abandoning any action now pending under or by virtue of such ordinance; nor shall it have the effect of discontinuing, abating, modifying or altering any penalty accruing or to accrue,

nor as affecting any rights of the municipality under any section or provision of any ordinances at the time of passage of this ordinance.

DULY PASSED AND APPROVED by the City Council of the City of Wylie, Texas, this 13th day of June, 2023.

Matthew Porter, Mayor

ATTEST:

Stephanie Storm, City Secretary

Budget Amendment
Ethiopian Soccer League Tournament

Exhibit A

Fund	Department	Account Number	Account Description	Debit	Credit
161	5651	59111	Transfer to General Fund	170,450.00	
161	5651	59611	Transfer to Utility Fund	1,000.00	
			Total Hotel Occupancy Fund	171,450.00	0.00
100	4000	49131	Transfer from Special Revenue		170,450.00
100	5211	51130	Overtime	112,680.00	
100	5511	51130	Overtime	6,550.00	
100	5511	52210	Janitorial Supplies	2,500.00	
100	5511	52610	Recreational Supplies	1,000.00	
100	5231	51130	Overtime	34,150.00	
100	5231	52130	Tools & Equipment	500.00	
100	5231	56180	Rental	7,970.00	
100	5241	51130	Overtime	3,600.00	
100	5411	51130	Overtime	1,500.00	
			Total General Fund	170,450.00	170,450.00
611	4000	49131	Transfer from Special Revenue		1,000.00
611	5714	51130	Overtime	1,000.00	-
			Total Utility Fund	1,000.00	1,000.00



Wylie City Council

AGENDA REPORT

Department: City Manager
 Prepared By: City Secretary

Account Code: _____

Subject

Consider, and act upon, appointments to fill the Board of Review vacancies for a term to begin July 1, 2023 and end June 30, 2025.

Recommendation

Motion to approve, _____ and _____, and alternates _____ and _____ for the Board of Review vacancies for a term to begin July 1, 2023 and end June 30, 2025.

Discussion

Per Ordinance No. 2022-01, prospective Board of Review applicants will be interviewed by the entire City Council.

Applicants:

William Crowe

Kevin Hughes (recommended for Replacement 1 to Historic Review Commission)

James Koch

Mary Nitschke

Navin Kumar Thirukottiyur Vijayakumar

Joe Webb (recommended for Animal Shelter Advisory Board)

Board of Review Application

Personal Information

First Name *

William

Last Name *

Crowe

Residency

You must be a Wylie resident to serve on this board.

Wylie resident *

☒ Yes ☐ No

Length of Residency

Years *

22

Months *

6

Voter Status

Registered Voter *

☒ Yes ☐ No

Voter Registration County *

Collin

Employment Information

Occupation

Nurse Practitioner

Work experience that may be beneficial to the board you are applying for.

The ability to look at evidence, to hear stories and to come up with most plausible reason

Board/Commission Service

Currently serve on a board/commission *

☐ Yes ☒ No

Why you would like to serve as a Board of Review member: *

To critically look at an issue to determine logical causes and plans of action

Board of Review Application

Personal Information

First Name *

Kevin

Last Name *

Hughes

Residency

You must be a Wylie resident to serve on this board.

Wylie resident *

☒ Yes ☐ No

Length of Residency

Years *

3

Months *

11

Voter Status

Registered Voter *

☒ Yes ☐ No

Voter Registration County *

Collin

Employment Information

Occupation

Retail Manager

Work experience that may be beneficial to the board you are applying for.

Board/Commission Service

Currently serve on a board/commission *

☐ Yes ☒ No

Why you would like to serve as a Board of Review member: *

Important to be involved in the decisions that affect the city in which I live.

Board of Review Application

Personal Information

First Name*

James

Last Name*

Koch

Residency

You must be a Wylie resident to serve on this board.

Wylie resident*

☒ Yes ☐ No

Length of Residency

Years*

7

Months*

6

Voter Status

Registered Voter*

☒ Yes ☐ No

Voter Registration County*

Collin

Employment Information

Occupation

Insurance Fraud Investigator & Police Officer

Work experience that may be beneficial to the board you are applying for.

Board/Commission Service

Currently serve on a board/commission*

☒ Yes ☐ No

Board/commission currently serving on*

Board of Review

Length of service on board/commission*

2

Why you would like to serve as a Board of Review member:*

Would like to continue to serve the city and its citizens.

Board of Review Application

Personal Information

First Name *

Mary

Last Name *

Nitschke

Residency

You must be a Wylie resident to serve on this board.

Wylie resident *

☒ Yes ☐ No

Length of Residency

Years *

3

Months *

10

Voter Status

Registered Voter *

☒ Yes ☐ No

Voter Registration County *

Collin

Employment Information

Occupation

VP of Sustainability

Work experience that may be beneficial to the board you are applying for.

23+ in Multifamily and Commercial Real Estate Work Experience, Energy Resource Manager, True Advisor,
Active Volunteer with Urban Land Institute Urban Plan

Board/Commission Service

Currently serve on a board/commission *

☐ Yes ☒ No

Why you would like to serve as a Board of Review member: *

I have unexpectedly fallen in love with this city. It is extraordinary in its focus on community, people, art and open space is inspiring. I want to give back to this community and give back.

Board of Review Application

Personal Information

First Name *

Navin Kumar

Last Name *

Thirukottiyur Vijayakumar

Residency

You must be a Wylie resident to serve on this board.

Wylie resident *

☒ Yes ☐ No

Length of Residency

Years *

1

Months *

2

Voter Status

Registered Voter *

☐ Yes ☒ No

Employment Information

Occupation

Principal Consultant

Work experience that may be beneficial to the board you are applying for.

18+ years of experience in International IT Marketing

Board/Commission Service

Currently serve on a board/commission *

☐ Yes ☒ No

Why you would like to serve as a Board of Review member: *

I want to help my city Wylie to prosper economically and socially. My broad international experience would certainly help bring in fresh and new perspective to city council.

Board of Review Application

Personal Information

First Name *

Joe

Last Name *

Webb

Residency

You must be a Wylie resident to serve on this board.

Wylie resident *

☒ Yes ☐ No

Length of Residency

Years *

3

Months *

6

Voter Status

Registered Voter *

☒ Yes ☐ No

Voter Registration County *

Collin

Employment Information

Occupation

Retired Executive

Work experience that may be beneficial to the board you are applying for.

Long-time regional manager experience in Borden Corporation

Volunteer deputy sheriff

Volunteer for Meals On Wheels in Wylie

Board/Commission Service

Currently serve on a board/commission *

☐ Yes ☒ No

Why you would like to serve as a Board of Review member: *

I wish to contribute to the well being of my city and the best way I know how is to serve on a city board.

ORDINANCE NO. 2022-01

AN ORDINANCE OF THE CITY OF WYLIE, TEXAS, REPEALING ORDINANCE NO. 2014-19, CREATING A CODE OF CONDUCT; PROVIDING FOR A PENALTY FOR THE VIOLATION OF THIS ORDINANCE; PROVIDING FOR REPEALING, SAVINGS, AND SEVERABILITY CLAUSES; PROVIDING FOR AN EFFECTIVE DATE OF THIS ORDINANCE; AND PROVIDING FOR THE PUBLICATION OF THE CAPTION HEREOF.

WHEREAS, the City of Wylie ("City" or "Wylie") desires for all of its citizens to have confidence in integrity, independence, and impartiality of those who act on their behalf in government;

WHEREAS, the City of Wylie previously adopted Ordinance No. 2014-19, establishing a Code of Ethics; and

WHEREAS, the City of Wylie desires to create a Code of Conduct and repeal Ordinance No. 2014-19, as of the Effective Date of this Ordinance.

NOW, THEREFORE BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF WYLIE, TEXAS that:

Section 1. Creation of Code of Conduct

The City of Wylie creates this Code of Conduct (the "Code") and repeals Ordinance No. 2014-19, as of the Effective Date of this Ordinance.

Section 2. Policy

The proper operation of democratic local government requires that City Officials be independent, impartial and responsible to the people; that local government decisions and policy be made in the proper channels of the government structure; that public office not be used for personal gain; and that the public have confidence in the integrity of its City Officials. It is the policy of the City of Wylie that its City Officials meet the standards of conduct established in this Ordinance. Conduct not regulated herein is not subject to this Code.

Section 3. Definitions

Administrative Board means any board, commission, or other organized body: (1) that has, by law, final decision-making authority on matters within its jurisdiction and that is either: (a) established under the City Charter, by City ordinance, or by appointment by the City Council or the Mayor; or (b) whose members are all council members or are appointed or confirmed by the City Council; or, (2) created as a non-profit economic development corporation by the City Council under the authority of the Development Corporation Act of 1979, as amended.

Advisory Board means a board, commission, or other organized body other than an Administrative Board, that was created by an act of the City Council whose members are appointed or confirmed by the City Council or by an act of the Mayor and are charged with making recommendations to the City Council on matters within its jurisdiction.

Board of Review means the body charged with reviewing and acting on Complaints under this Ordinance.

City Official or Official means the Mayor; a member of the City Council, members of Administrative Boards, and Advisory Boards, appointed by the Mayor or City Council.

Code of Conduct means this Code of Conduct ("Code"). Only a City Official may be held responsible for violations of the Code.

Economic Interest means a legal or equitable property interest in land, chattels, and intangibles, and contractual rights having a value of more than fifty thousand dollars (\$50,000.00). Service by a City Official as an Officer, director, advisor, or otherwise active participant in an educational, religious, charitable, fraternal, or civic organization does not create for that City Official an "Economic Interest" in the property of the organization.

Official Action means:

- (1) Any affirmative act (including the making of a recommendation) within the scope of, or in violation of, an Official's duties; or
- (2) Any failure to act, if the Official is under a duty to act.

Section 4. Covered officials

The rules of conduct contained below apply generally to City Officials unless otherwise specified.

Section 5. City Officials required to comply with both state and local law

When a City Official's conduct is regulated by a provision of this Ordinance and a similar provision of state law, and it is possible to comply with the requirements of both, a City Official shall comply with both.

Section 6. Education

The City shall provide training and educational materials to City Officials on their obligations under state law and this Ordinance. Such training shall include at least one formal classroom session in each calendar year. All City Officials shall annually attend the formal training session offered by the City or equivalent training sessions conducted by the City Attorney, the Texas Municipal League, or similar organizations. The City also shall prepare and distribute written materials on the subject to each City Official at the time of his or her election or appointment to office.

Section 7. Standards of Conduct for City Officials

(A) Appearance on behalf of private interests of others

- (1) A member of the City Council shall not appear before the City Council, an Administrative Board or an Advisory Board for the purpose of representing the interests of another person or entity. However, a member of the City Council may, to the extent as otherwise permitted by law, appear before any such body to represent the member's own interests or the interests of the member's spouse or minor children.
- (2) A City Official who is not a member of the City Council shall not appear before the body on which he or she serves for the purpose of representing the interests of another person or entity, and shall not appear before any other body for the purpose of representing the interests of another person or entity in connection with an appeal from a decision of the

body on which the City Official serves. However, the City Official may, to the extent as otherwise permitted by law, appear before any such body to represent the City Official's own interests or the interests of the City Official's spouse or minor children.

(B) Misuse and disclosure of confidential information

- (1) It is a violation of this Code for a City Official to violate Texas Penal Code § 39.06 (Misuse of Official Information).
- (2) A City Official shall not disclose to the public any information that is deemed confidential and/or privileged under any federal, state, local law, or Council rules, unless authorized by law.

(C) Restrictions on political activity and political contributions

- (1) No City Official shall use state or local funds or other resources of the City to electioneer for or against any candidate, measure, or political party.
- (2) A City Official shall not directly or indirectly induce, or attempt to induce, any City employee:
 - a. To participate in an election campaign (beyond merely encouraging another to vote), to participate in a political fundraising activity, or to contribute to a political candidate or political committee;
 - b. To engage in any other activity relating to a particular candidate, party or issue that is not directly related to a legitimate function of City government; or
 - c. To refrain from engaging in any lawful political activity after working hours.

(D) Use of cell phones or electronic devices by appointed or elected officials during meetings of Administrative Boards and Advisory Boards, of which they are a member

City Officials shall refrain from communicating on cell phones or electronic devices during a City meeting at which the City Official is attending as a member of that Administrative Board or Advisory Board, except as provided below. However, City Officials may access agendas and information relevant to a past, current, and/or future agenda. Cell phones shall be turned off or put on vibrate during meetings. Should it be necessary to use a cell phone, City Officials shall step down from the dais. Text messaging, emails, and other electronic or written communications shall not be sent during a meeting unless it is an emergency.

(E) Conflicts of Interest

A City Official must not use, or attempt to use, his or her official position or office, or take or fail to take any action, or influence, or attempt to influence, others to take or fail to take any action, in a manner which he or she knows, or has reason to believe, may result in a personal, financial benefit, or Economic Interest not shared with a substantial segment of the City's population, for any of the following persons or entities:

- (1) The Official;
- (2) The Official's relative, or the employer or business of the relative;
- (3) A person with which the Official has a financial or business relationship, including but not limited to:
 - a. A business of the Official, or the Official's spouse or domestic partner, or someone who works for such outside employer or business; or
 - b. A client or substantial customer.

- (4) A nongovernmental civic group, social, charitable, or religious organization of which the Official, or the Official's spouse or domestic partner, is an officer or director; or
- (5) A public or private business entity for which the Official, or his or her relative serves as a director, general partner, or officer, or in any other policy-making position except when so appointed to the position by the City.

(F) Compliance with Texas Local Government Code Chapters 171 and 176

It is a violation of this Code for a City Official to violate Texas Local Government Code, §§ 171 and 176 and Texas Penal Code § 36.08

(G) Prohibitions - Granting Special Privileges and Use of City Supplies and Equipment

It is a violation of this Code for a City Official:

- (1) To use his official position to secure special privileges or exemptions for himself or others;
- (2) To grant any special consideration, treatment or advantage to any citizen, individual, business organization or group beyond that which is normally available to every other citizen, individual, business organization or group. This shall not prevent the granting of fringe benefits to City employees as a part of their contract of employment or as an added incentive to the securing or retaining of employees; or
- (3) To use City supplies, equipment or facilities for any purpose other than the conduct of official City business, unless otherwise provided for by law, ordinance or City policy.

Section 8. Board of Review

(A) Creation and appointment

There is hereby created a Board of Review ("BOR") to consist of five (5) members and two (2) alternates.

- (1) The BOR shall review Complaints regarding alleged violation(s) of the Code ("Complaints"), review applicable waivers regarding the alleged violation(s), and determine if a Complaint should be dismissed under the criteria, as outlined herein.
- (2) Prospective BOR members shall be interviewed and appointed by a majority of the City Council present at a duly called meeting.

(B) Qualifications

- (1) All members must live within the City of Wylie city limits and be at least 18 years of age;
- (2) BOR members may not be:
 - a. The spouse or the domestic partner of the individual filing the Complaint ("Complainant") or the individual who is the subject of the Complaint ("Respondent") is the spouse or domestic partner.
 - b. Serving on any other Council appointed Board or Commission during their term on the BOR;
 - c. A City Council member or City of Wylie employee, or the spouse or domestic partner of a City Council member or City of Wylie employee;
 - d. An elected public official; or
 - e. A candidate for elected public office at the time of their term on the BOR.

(C) Terms of appointment / Limitations

- (1) BOR members may serve only one (1) term of two (2) consecutive years.
- (2) BOR members shall serve until any Complaints pending during their appointed term have been fully adjudicated by the BOR.
- (3) If a person selected to serve on the BOR pursuant to this subsection cannot fulfill his or her duties as a member of the BOR due to illness, travel, disqualification under the terms outlined above, or another bona fide reason, or otherwise refuses to serve on the BOR, that person shall be requested to confirm that fact with the City Secretary in writing within 15 calendar days of receipt of the service notification. In this event, the City Secretary shall repeat the process outlined herein until a substitute has been selected.

(D) Training / Removal

- (1) BOR members must attend training regarding the role and responsibilities of service on the BOR prior to handling a Complaint. The unexcused absence of any member of the BOR from three (3) consecutive meetings, unless the BOR has excused the absence for good and sufficient reasons, as determined by the BOR, shall constitute a resignation from the BOR.
- (2) A BOR member serves at the pleasure of the City Council and may be removed before the expiration of the member's term by the City Council in its sole discretion. Before removing a member, the BOR shall specify the cause for a recommendation of removal and shall give the BOR member the opportunity to present the member's defense to removal. The recommendation for the City Council to remove a BOR member shall be brought to the City Council for an official vote.

(E) Consultation with City Attorney

The City Attorney is authorized to issue to any City Official, upon reasonable request, formal written opinions regarding the applicability of the provisions of the conduct laws to an action the City Official is considering taking in the future. The BOR and/or the City Council may consult with the City Attorney or a designee of the City Attorney regarding legal issues which may arise in connection with this section and may request advisory assistance from the City Attorney in conducting hearings during any stage of the process. The City Attorney serves as legal counsel for the City Council and not any individual City Council member.

(F) Reviewing Attorney

- (1) The City Council shall approve a list of three (3) independent private attorneys recommended by the City Attorney who may individually serve as a "Reviewing Attorney" for Complaints filed under this section. The Reviewing Attorney shall be chosen by the City Manager by lot.
- (2) To be qualified, the Reviewing Attorney must be an attorney in good standing with the State Bar of Texas, have been licensed to practice in the State of Texas for at least ten (10) consecutive years, and have at least five (5) years of experience working with municipalities in Texas. The Reviewing Attorney may not be:
 - a. A City Council member or City of Wylie employee, or the spouse or domestic partner of a City Council member, Board member or City of Wylie employee;
 - b. An elected public official; or
 - c. A candidate for elected public office at the time of their service.

(G) Complaint Process

- (1) **Filing Complaints.** Any citizen of Wylie who believes that there has been a violation of the Code may file a sworn Complaint with the City Secretary. The Complaint shall:
 - a. Identify the person or persons who allegedly committed the violation;
 - b. Provide a statement of the facts on which the Complaint is based;
 - c. To the extent possible, identify the rule or rules allegedly violated; and
 - d. Be sworn to in the form of an affidavit and be based on personal knowledge of the affiant and be subject to the laws of perjury.
 - e. The Complainant may also recommend other sources of evidence that the Reviewing Attorney should consider and may request a hearing.
 - f. Complaints arising out of an event or a series of related events shall be addressed in one complaint. Complainants shall not file separate or serial complaints arising from any event or series of events that have been or could have been addressed in a previous Complaint. When two or more Complaints are sufficiently similar in nature and remedy sought to permit their resolution through one proceeding, the City may consolidate the complaints.
- (2) **Confidentiality.** No City Official shall reveal information relating to the filing or processing of a Complaint, except as required for the performance of Official duties. Documents relating to a Complaint will be maintained by the City Secretary in accordance with applicable records retention laws and are confidential, to the extent permitted by law.
- (3) **Notice / Timelines / Representation**
 - a. Days, as used herein, is defined as City business days.
 - b. All timelines provided herein must be followed, subject only to extensions approved in writing by the City Manager based on the individual circumstances surrounding the review of the Complaint.
 - c. A Complaint must be filed with the City Secretary within six (6) months of the date the Complainant knew, or with reasonable diligence should have known, of the events or series of events giving rise to the Complaint. The City Secretary shall not accept or process any Complaint that is filed more than six (6) months after the date of the violation alleged in the Complaint. Complaints not filed within this timeframe are barred and will be dismissed as untimely.
 - d. Within three (3) business days of receiving a Complaint, the City Secretary shall provide a copy of the full Complaint to the City Official who is the subject of the Complaint ("Respondent"), the City Attorney, the City Manager, and the Reviewing Attorney.
 - e. If the City Manager is not available or is implicated, the City Secretary will provide copies, as outlined herein.
 - f. The Reviewing Attorney, BOR, and/or City Council shall allow any person who is the subject of a Complaint to designate a representative if he or she wishes to be represented by someone *else* and to present evidence, according to rules adopted by the City Council.
- (4) **Frivolous Complaint**
 - a. For purposes of this section, a "frivolous complaint" is a sworn Complaint that is groundless and brought in bad faith or groundless and brought for the purpose of harassment.
 - b. By a vote of at least two-thirds of those present, the City Council may order a Complainant to show cause why the Complaint filed by the Complainant is not frivolous.
 - c. In deciding if a Complaint is frivolous, the City Council will be guided by Rule 13 of the Texas Rules Civil Procedure, and may also consider:

- i. The timing of the sworn Complaint with respect to when the facts supporting the alleged violation became known or should have become known to the Complainant, and with respect to the date of any pending election in which the Respondent is a candidate or is involved with a candidacy, if any;
 - ii. The nature and type of any publicity surrounding the filing of the sworn Complaint, and the degree of participation by the Complainant in publicizing the fact that a sworn Complaint was filed;
 - iii. The existence and nature of any relationship between the Respondent and the Complainant before the Complaint was filed;
 - iv. If Respondent is a candidate for election to office, the existence and nature of any relationship between the Complainant and any candidate or group opposing the Respondent;
 - v. Any evidence that the Complainant knew or reasonably should have known that the allegations in the Complaint were groundless; and
 - vi. Any evidence of the Complainant's motives in filing the Complaint.
 - d. Notice of an order to show cause shall be given to the Complainant, with a copy to the Respondent, and shall include:
 - i. An explanation of why the Complaint against a Respondent appears to be frivolous; and
 - ii. The date, time, and place of the hearing to be held under this section.
 - e. Before making a determination that a sworn Complaint against a Respondent is frivolous, the City Council shall hold a hearing at which the Complainant may be heard and accompanied by his or her retained counsel.
 - f. By a record vote of at least a simple majority of those present after the hearing under this section, the City Council may determine that a Complainant filed a frivolous Complaint and may recommend sanctions against that Complainant.
 - g. Before imposing a sanction for filing a frivolous Complaint, the City Council shall consider the following factors:
 - i. The seriousness of the violation, including the nature, circumstances, consequences, extent, and gravity of the violation;
 - ii. The sanction necessary to deter future violations; and
 - iii. Any other matters that justice may require.
 - h. The City Council may impose the following sanctions:
 - i. A civil penalty of not more than \$500;
 - ii. Imposition of attorneys' fees incurred by Respondent;
 - iii. Any other sanction permitted by law; and/or
 - iv. The City Council may notify the appropriate regulatory or supervisory agency for their appropriate action. This may include a referral for criminal prosecution if the facts so warrant.
- (5) Review of Complaint
- a. Within seven (7) business days of receiving the Complaint from the City Secretary, the Reviewing Attorney shall issue a written advisory opinion, dismissing or referring the Complaint to the BOR:
 - i. Dismiss the Complaint if:
 - 1. The deadline for filing a Complaint has passed;
 - 2. The accused is not subject to the Code;
 - 3. The conduct alleged is not regulated under the Code;
 - 4. The Complaint is not completed as defined herein or signed and sworn to by the person filing the Complaint in the form of an affidavit; or

5. The person who is the subject of the Complaint had obtained a waiver permitting the conduct.
 - ii. Dismissal of a Complaint under this provision is final and non-appealable.
 - iii. If the Reviewing Attorney dismisses the Complaint, the Reviewing Attorney shall forward a copy of the dismissal to the Complainant, Respondent, City Council, and the Board on which the Respondent is a member, if applicable.
 - b. If the Reviewing Attorney does not dismiss the Complaint, as provided herein, the Reviewing Attorney shall refer the Complaint and the advisory opinion to the BOR for review under this provision. The Reviewing Attorney's referral of the Complaint and advisory opinion to the BOR does not mean that any of the allegations of the Complaint are true or false or that any current City Official has or has not violated the Code.
 - c. If the Complaint is referred to the BOR for review, the Reviewing Attorney shall also copy his or her advisory opinion to the Complainant, the City Manager, and the City Attorney within seven (7) business days of receipt of the Complaint. For Complaints not dismissed by the Reviewing Attorney, and subsequently referred to the BOR, the notice to the Respondent will include notice of the Respondent's option to file a written response to the advisory opinion with the City Secretary within seven (7) business days of receipt of the opinion from the Reviewing Attorney. The City Secretary will forward the Respondent's written response to the BOR with the Complaint and the Reviewing Attorney's advisory opinion.
- (6) Board of Review Process.
- a. The BOR shall meet within forty-five (45) days of receiving a referral of a Complaint from the Reviewing Attorney, unless extended by the City Council. The BOR will review the Complaint, the Reviewing Attorney's advisory opinion, the Respondent's response (if any), and applicable City policies, ordinances, and/or other related information (the "BOR Record").
 - b. The BOR may dismiss a Complaint as provided below or, if not dismissed, refer the Complaint to the City Council for consideration as outlined herein.
- (7) The BOR Review and City Council Review / Hearing
- a. The BOR may dismiss a Complaint if:
 - i. The alleged violation is a minor or de minimis violation;
 - ii. The Complaint *is*, on its *face*, frivolous, groundless, or brought for purposes of harassment;
 - iii. The matter has become moot because the Respondent is no longer an elected official or Administrative Board or Advisory Board member; or
 - iv. The Respondent came into voluntary compliance.
 - c. The determination regarding whether a complaint is frivolous and subject to sanctions will be addressed by the City Council as outlined in Section 8(G)(3) herein.
 - d. The BOR will conduct its review of a Complaint not dismissed pursuant to paragraph 3.a.i. of this section at meetings which are open to the public.
 - e. The rules shall require the dismissal and the reason for dismissal to be submitted by the BOR in writing and available to the public within forty-five (45) days of considering the Complaint under paragraph 4.b. above, unless extended by the City Council. A dismissal under this provision by the BOR is final and non-appealable.
 - f. If the BOR does not dismiss the Complaint, the BOR will refer the Complaint, BOR Record to the City Council within forty-five (45) business days of considering the Complaint, unless extended by the City Council.

(7) City Council Review / Hearing

- a. Not later than 15 business days after the BOR forwards a Complaint to the City Council for consideration, or 15 business days after the BOR's deadline to issue a decision, the City Secretary shall notify in writing the City Council, the Complainant and the Respondent of the date, time and location of a hearing on the Complaint. Such written notice shall be sent to the Complainant and the Respondent by email, mail, and/or certified mail, return receipt requested. If the hearing is not held within 45 business days after receipt of the Complaint, the City Secretary shall notify both the Complainant and the Respondent of the reasons for the delay.
- b. All hearings shall be conducted in accordance with the Texas Open Meetings Act, Tex. Government Code Chapter 551. The City Council shall have the right to hold the hearing in open or closed session as permitted by applicable laws and regulations. Additionally, the City Council shall establish time limits and other rules of procedure for a hearing and relating to the participation of any person in the hearing. Subject to the rules of procedure established by the City Council for the hearing:
 - i. Both the Complainant and the Respondent shall have the right to a full and complete hearing with the opportunity to call witnesses and present evidence on his/her behalf.
 - ii. All proceedings of the hearing shall be recorded by audio recording if a court reporter is not used, or reduced to writing by a court reporter if present for the hearing. If a court reporter is not used, the audio recording shall be filed with the City Secretary within such time as specified by the City Council. If a court reporter is used, the court reporter's transcript of the hearing shall be filed with the City Secretary within such time as is specified by the City Council.
 - iii. The procedures established by the City Council shall allow the Complainant and the Respondent sufficient time to examine and respond to any evidence not presented to them in advance of the hearing.
 - iv. The rules shall require the City Council to schedule the hearing at a time that is reasonably convenient to both the person who submitted the Complaint and the subject of the Complaint.
- g. The City Council shall consider the BOR Record, the Complaint, the Respondent's response (if any), and the advisory opinion of the Reviewing Attorney, and evidence submitted in the course of the hearing. The final action, decision, or vote of the council with regard to the Complaint shall be taken or made only in a meeting that is open to the public. The City Council shall base its finding of whether a violation occurred on a preponderance of the evidence. Only members of the City Council present for the hearing may participate in its decision.
- h. The City Council shall consider, when it makes findings and recommendations, the severity of offense; the presence or absence of any intention to conceal, deceive, or mislead; whether the violation was deliberate, negligent, or inadvertent; and whether the incident was isolated or part of a pattern.
- i. The City Council shall dismiss a Complaint if the Complainant does not appear at the hearing and if, in the opinion of the City Council, it would be unfair to the Respondent to proceed without the Respondent having the opportunity to question and address the issues raised in the Complaint.
- j. A City Council member may not participate in the Complaint review process and/or hearing if the member is the subject of the Complaint or is the Complainant, or if the Respondent or Complainant is related to the City Council member within a prohibited level of affinity or consanguinity.

- k. The decision of the City Council is final and non-appealable.

(H) Findings / Consequences

- (1) City Officials deemed to be in violation of the Code are subject to consequences, including but not limited to the following:
 - a. Censure - If the violation did not involve a matter of public concern and the City Council finds that a violation of this Code occurred, the City Council may issue a censure of the City Official, to the extent permitted by law.
 - b. Letter of Notification - The City Council may issue a letter of notification if the City Council finds that a violation of this Code was clearly unintentional. A letter of notification must advise the City Official of any steps to be taken to avoid future violations.
 - c. Letter of Admonition - The City Council may issue a letter of admonition if the City Council finds that a violation of this Code was minor, but where the circumstances call for a more substantial response than a letter of notification.
 - d. Reprimand - To the extent permitted by law, City Council may issue a reprimand if the City Council finds that a violation of this Code was not minor and was committed intentionally or through reckless disregard.
 - e. Removal from Leadership Position - In addition to, or in place of, the consequences outlined above, the City Council may remove a City Official from any leadership position held by that City Official as a member of the body in which the City Official serves.
 - f. Removal from Administrative Boards and Advisory Boards - In addition to, or in place of, the consequences outlined above, the City Council may remove an appointed City Official from Administrative Boards and Advisory Boards.

Section 9. Other Obligations

This Code is cumulative of, and supplemental to, applicable state and federal laws and regulations. Compliance with the provisions of this Code shall not excuse or relieve any person from any obligation imposed by state or federal law regarding conduct, financial reporting, lobbying activities, or any other issue addressed herein.

Even if a City Official is not prohibited from taking official action by this Code, action may be prohibited by duly promulgated personnel rules, which may be more stringent.

Section 10. Effective Date

This Code shall take effect on January, 11, 2022, following its adoption and publication as required by law (the "Effective Date").

Section 11. Distribution and Training

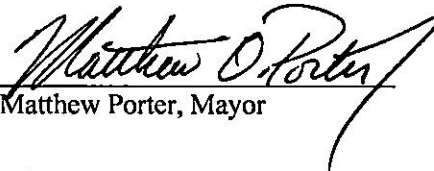
- (A) Every person shall be provided reasonable opportunity to review this Code as a condition of their candidacy and/or application to be a City Official. At the time of application for a position of City Official, every applicant shall be furnished with a copy of this Code.
- (B) Individuals seated as City Officials on the Effective Date of this Ordinance shall be bound by it and shall sign a written acknowledgement of receipt and understanding of this Code within 30 days of the Effective Date. All City Officials elected, appointed or retained following the Effective Date of this Code shall sign a written acknowledgement of receipt and understanding of this Code before

- performing any of the duties or functions of the City Official's position.
- (C) The City Attorney or City Manager as designated by the City Council shall develop educational materials and conduct educational programs for the City Officials on the provisions of this Code, the City Charter, and Chapters 171 and 176 of the Texas Local Government Code. Such materials and programs shall be designed to maximize understanding of the obligations imposed by these conduct laws.

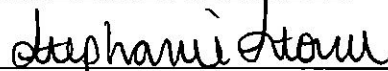
Section 12. Severability

If any provision of this Code is found by a court of competent jurisdiction to be invalid or unconstitutional, or if the application of this Code to any person or circumstances is found to be invalid or unconstitutional, such invalidity or unconstitutionality shall not affect the other provisions or applications of this Code which can be given effect without the invalid or unconstitutional provision or application.

DULY PASSED AND APPROVED BY THE CITY COUNCIL OF THE CITY OF WYLIE, TEXAS, on this 11th day of January, 2022.


Matthew Porter, Mayor

**ATTESTED AND
CORRECTLY RECORDED:**


Stephanie Storm



Date of publication in *The Wylie News* – January 19, 2022



The Farmersville Times • Murphy Monitor • The Princeton Herald • The Sachse News • THE WYLIE NEWS

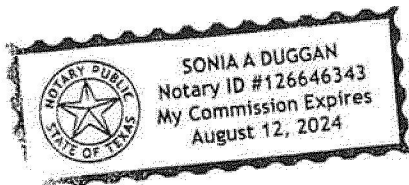
STATE OF TEXAS
COUNTY OF COLLIN

Before me, the undersigned authority, on this day personally appeared Chad Engbrock, publisher of C & S Media, dba *The Wylie News*, a newspaper regularly published in Collin County, Texas and having general circulation in Collin County, Texas, and being in compliance with Section 2051.044, Texas Government Code (a); (1), (2), (3) and (4), who being by me duly sworn, deposed and says that the foregoing attached:

City of Wylie
Legal Notice – Ordinance No. 2022-01 & Ordinance No. 2021-55
was published in said newspaper on the following date(s), to-wit:
January 19, 2022

Chad Engbrock, Publisher

Subscribed and sworn before me on this, the 20th day of January, 2022, to certify which witness my hand and seal of office.



Notary Public in and for
The State of Texas

My commission expires 08/12/2024.

**Ordinance
No. 2021-55**

An Ordinance Of The City Of Wylie, Texas, Amending Chapter 110 (Traffic And Vehicles) Of Article Vi. (Stopping, Standing, And Parking) Of Section 110-173 (Stopping, Standing, Or Parking Prohibited In Certain Places) Of The Wylie Code Of Ordinances; Creating Section 110-173 (G) Prohibiting The Stopping, Standing, Or Parking Of A Vehicle Along The North Side Of Cloudcroft Dr. From S. Ballard Ave. East To The West Property Line Of 115 Cloudcroft (Approximately 582 Feet) And The South Side Of Cloudcroft Dr. From S. Ballard Ave. East To The Point Of Intersection With Vail Ln. (Approximately 560 Feet) And On Both Sides Of Stoneybrook Dr. From S. Ballard Ave. West To The Point Of Intersection With Willow Way (Approximately 360 Feet) During Those Times Set Forth In This Ordinance; Establishing An Offense; Providing For A Penalty For The Violation Of This Ordinance; Providing For Repealing, Savings And Severability Clauses; Providing For An Effective Date Of This Ordinance; And Providing For The Publication Of The Caption Hereof.

38-1t-86li

CITY OF WYLIE**Ordinance
No. 2022-01**

An Ordinance Of The City Of Wylie, Texas, Repealing Ordinance No. 2014-19, Creating A Code Of Conduct; Providing For A Penalty For The Violation Of This Ordinance; Providing For Repealing, Savings, And Severability Clauses; Providing For An Effective Date Of This Ordinance; And Providing For The Publication Of The Caption Hereof.



Wylie City Council

AGENDA REPORT

Department: City Secretary
Prepared By: City Secretary

Account Code: _____

Subject

Consider, and act upon, the recommendations of the 2023 Boards and Commission Council Interview Panel for appointments to the Animal Shelter Advisory Board, Construction Code Board, Historic Review Commission, Library Board, Parks and Recreation Board, Parks and Recreation Facilities Development Corporation Board (4B), Planning and Zoning Commission, Public Arts Advisory Board, Wylie Economic Development Corporation, and the Zoning Board of Adjustments to fill board vacancies for a term to begin July 1, 2023 and end June 30, 2025/26.

Recommendation

Motion to approve the recommendations as presented.

Discussion

Article 8, Section 1A of the City Charter authorizes the City Council to appoint members to serve on boards, commissions and committees to help carry out the functions and obligations of the City and to make recommendations to the City Council. The City Council has prescribed the purpose, composition, function, duties, accountability, and the tenure of each board, commission, and committee.

An interview panel, consisting of three council members, conducted interviews of all applicants. All applicants were contacted to schedule an informal meeting, in open session with the Boards and Commission Council Interview Panel. Council members appointed by the Wylie City Council for 2023 are Mayor *pro tem* Jeff Forrester, Chair; Councilman David R. Duke, and Councilman Dave Strang. The Panel met with applicants on Wednesday, May 31, 2023 and Thursday, June 1, 2023 to conduct interviews and deliberate their choices to recommend to the full council.

The 2023 Boards and Commission Council Interview Panel have attached their recommendations for Council consideration and action.

In addition to the applicant positions recommended, the panel has recommended replacements should a vacancy occur for some of the positions. Vacant positions during the year will be filled with current applicants as those vacancies occur.

PLACE	NAME	SEEKING RE-APPOINTMENT	APPLICANT AWARDED POSITION
ANIMAL SHELTER ADVISORY BOARD			
4	Amber Porter	Y	Amber Porter
6	New Position		Laurie Black
7	New Position		Joe Webb
CONSTRUCTION CODE BOARD			
4	Lowell Davis	N	Bryan Rogers
5	James Byrne	N	James Byrne
6	Brian Ortiz	Y	Brian Ortiz
7	Bruce Moilan	Y	Bruce Moilan
Alt. 2	Michael Innella	N	Justin Grayczyk
HISTORIC REVIEW COMMISSION			
1	Kali Patton	Y	Kali Patton
2	Krisleigh Hoermann	Y	Krisleigh Hoermann
3	Sandra Stone	Y	Sandra Stone
7	Joe Chandler	N - Termed	Stephen Burkett
R1			Kevin Hughes
R2			Bob Ollry
LIBRARY BOARD			
1	Kristina Jones	N	Roberta Schaafsma
2	Kristin Botsford	N	Monica Munoz
3	Carla McCullough	N	Zachary Todd
4	Rosalynn Davis	N - Termed	Irene Chavira
5 (1 yr. term)	Juan Azcarate	N - Termed	Brian Ortiz
PARKS & RECREATION BOARD			
1	Brian Willeford	N	Scott Hevel
3	Randall Zabochnik	N	Brian Arnold
5	Gloria Suarez	Y	Gloria Suarez
R1			Justin Grayczyk
R2			Krisleigh Hoermann
PARKS & RECREATION 4B BOARD			
1	Scott Williams		

PLACE	NAME	SEEKING RE-APPOINTMENT	APPLICANT AWARDED POSITION
2	David R. Duke		
3 (1 yr. term)	Toby Wallis	N	
5 (1 yr. term)	Brian Willeford	N	Auston Foster
6 (1 yr. term)	Emmett Jones	N - Termed	Whitney McDougall
7	Scott Hevel	Y	Scott Hevel
PLANNING & ZONING COMMISSION			
2	Joshua Butler	Y	Joshua Butler
3	Jacques Loraine III	Y	Jacques Loraine III
6	Bryan Rogers	N - Termed	Joe Chandler
R1			Zeb Black
R2			Charles Thomas
PUBLIC ARTS ADVISORY BOARD			
1	Esther Bellah	Y	Esther Bellah
2	Minerva Bediako	N - Termed	Cassie Dyson
3	John Treadwell	Y	John Treadwell
6 (1 yr. term)	Christina Null	N	Gloria Suarez
R1			Irene Chavira
R2			Brian Arnold
WYLIE ECONOMIC DEVELOPMENT BOARD			
2 (2 yr. term)	Gino Mulliqi	N	Whitney McDougall
5	Aaron Jameson	Y	Aaron Jameson
ZONING BOARD OF ADJUSTMENTS			
1	Aaron Lovelace	Y	Aaron Lovelace
3	Sharon Osisanya	N	Jennifer Greiser
Alt. 1 (1 yr. term)	Jennifer Grieser	Y	Hamza Fraz
Alt. 2	John Perdomo	N	Michael Innella

RESOLUTION NO. 2006-17(R)**A RESOLUTION OF THE CITY OF WYLIE, TEXAS ADOPTING PROCEDURES FOR THE WYLIE BOARDS AND COMMISSION INTERVIEW PROCESS AND THE APPOINTMENT OF THE 2006-07 BOARDS AND COMMISSION INTERVIEW PANEL.**

WHEREAS, the City of Wylie has nine boards and commissions comprised of a total of 54 members serving staggered two year terms; and

WHEREAS, each year the City of Wylie receives applications from residents for consideration of appointment to City of Wylie Boards and Commissions; and

WHEREAS, applicants for the board and commission members are interviewed by a Selection Panel consisting of three council members; and

WHEREAS, it has been deemed that guidelines be set for the Selection Panel, the application process, the interview process, and the appointment process of the City of Wylie Boards and Commissions.

NOW, THEREFORE BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF WYLIE:

SECTION 1: That the City Council of the City of Wylie will appoint a three (3) member Selection Panel each year comprised of three (3) Council Members.

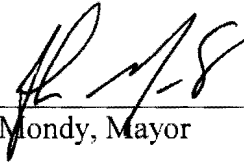
SECTION 2: That applications and scheduling of applicants to be interviewed by the Selection Panel will be completed by the City Secretary and provided to the City Council.

SECTION 3: That the interview process will be held in the City of Wylie Council Chambers and notifications of the interview dates will be posted for the public to attend.

SECTION 4: That City Council can provide a series of questions to the Selection Panel for the applicants to address during their interview.

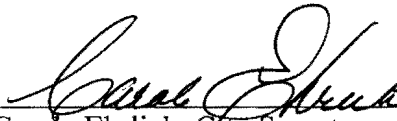
SECTION 5: Recommendations by the Selection Panel will be made in open session and the recommendations will be presented to Council for discussion and approval.

DULY PASSED AND APPROVED by the Wylie City Council on this 23rd day of May 2006.



John Mondy, Mayor

ATTEST:



Carole Ehrlich, City Secretary





Wylie City Council

AGENDA REPORT

Department: City Manager

Account Code: _____

Prepared By: Brent Parker

Subject

North Texas Municipal Water District (NTMWD) to provide an overview of the District to new council members and discuss current and future projects.

Recommendation

N/A

Discussion

A work session with the NTMWD to provide an overview of the District to new council members and discuss current and future projects.



**NORTH
TEXAS
MUNICIPAL
WATER
DISTRICT**

Regional Service Through Unity
Meeting our Region's Needs Today and Tomorrow

Wylie City Council Briefing

June 13, 2023

Jenna Covington, NTMWD Executive Director and General Manager



Overview

- Who We Are
- Overview of Services
- Key Regional Projects
- Projects Supporting Wylie
- Water Supply Planning
- Strategic Financial Plans
- Wrap-up and Questions



Regional. Reliable. Everyday.

*“We decided we were all in this together.
We couldn’t do it separately.”*

~ from Gift of Water, Legacy of Service: A History of North Texas Municipal Water District

13 MEMBER CITIES

**Allen | Farmersville | Forney | Frisco | Garland | McKinney | Mesquite
Plano | Princeton | Richardson | Rockwall | Royse City | Wylie**

1951

Created by Texas
Legislature to Provide
Water Service

1956

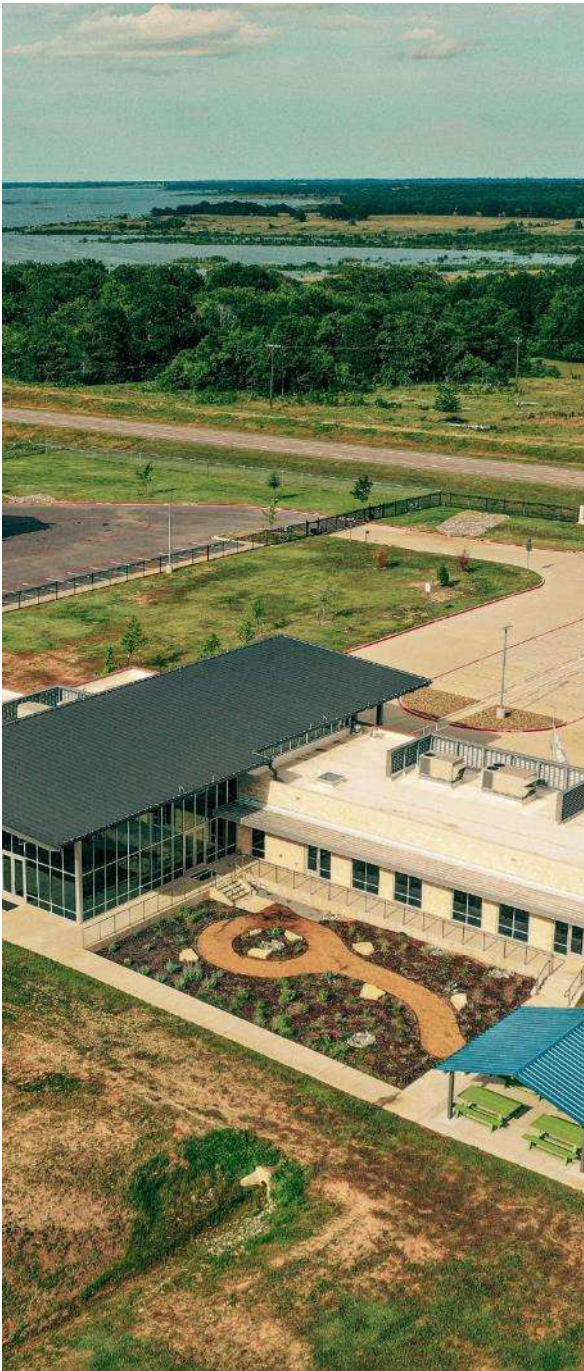
Began Providing Treated
WATER to Member Cities

1970s

Expanded to
WASTEWATER Services

1980s

Expanded to
SOLID WASTE Service





OUR VISION

Regional Service Through Unity:
Meeting Our Region's Needs
Today And Tomorrow

OUR MISSION

Provide high quality and
dependable water, wastewater and
solid waste services in a cost-
efficient manner

OUR GOALS

SERVICE

Provide superior water, wastewater and solid
waste services today and tomorrow

STEWARDSHIP

Responsibly manage public resources to ensure
responsiveness, effectiveness and efficiency

PARTNERSHIP

Actively collaborate with members, customers,
partners, employees and stakeholders

PEOPLE

Build a talented, competent and committed team

OUR CORE VAULES

INTEGRITY

We are honest, transparent and accountable
for what we say and do.

TRUST

We are relied on to serve our customers'
best in interest.

RESPECT

We treat others fairly and with courtesy and
kindness.

UNITY

We do what's best for our region – all-in together!

SAFETY

We look out for each other to prevent accidents
and protect public health and environment.

TEAMWORK

We cooperate and collaborate to meet our
region's needs.



BY THE NUMBERS



DID YOU KNOW?



WATER SERVICES

20

MAJOR RAW AND TREATED
WATER PUMP STATIONS

7

WATER TREATMENT PLANTS
946 MILLION GALLONS/DAY (MGD) CAPACITY

695+

MILES OF WATER
TRANSMISSION LINES



WASTEWATER SERVICES

13

WASTEWATER
TREATMENT PLANTS

237+

MILES OF LARGE-DIAMETER
WASTEWATER PIPELINES

163+ MGD

WASTEWATER
TREATMENT CAPACITY



SOLID WASTE SERVICES

3

TRANSFER STATIONS
PERMITTED TO PROCESS

UP
TO

3,370 TONS
OF SOLID WASTE
PER DAY



AROUND

1 MILLION TONS
OF SOLID WASTE
DISPOSED EACH YEAR

WWW.NTMWD.COM



ACCOMPLISHMENTS AND RECOGNITION



**American
Water Works
Association**

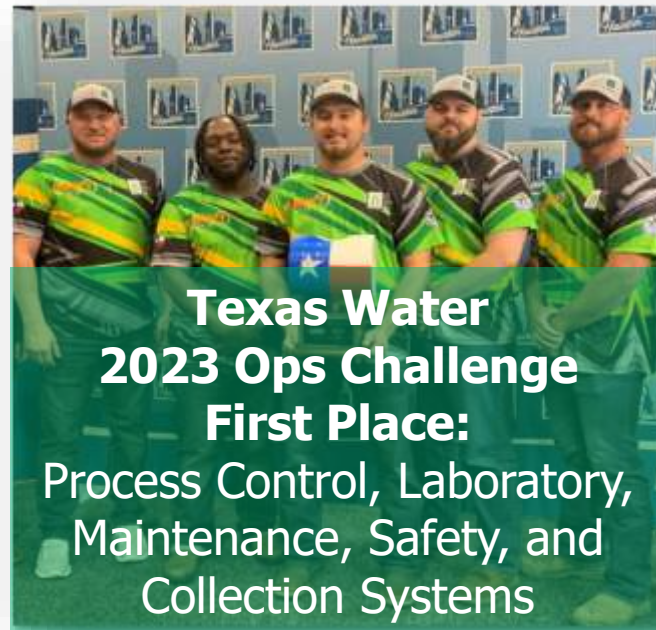
**2023 Large System
Exemplary Source Water Protection Award**



**Texas
Optimization
Program
Special Recognition**



**TWUA
RB Batchelor
Safety Award**



**Texas Water
2023 Ops Challenge
First Place:**

**Process Control, Laboratory,
Maintenance, Safety, and
Collection Systems**



**Watermark Awards for
Communication Excellence:
First Place for Stems Clinic**



WATER ESSENTIAL FOR ECONOMIC GROWTH



State Farm - Richardson



General Dynamics – Mesquite



PGA – Frisco



The
Dallas
Morning
News

Kaufman County is the fastest growing county in the country

Dec 28, 2022



More than houses going up

By MICHAEL WILLIAMS
Staff Writer

Collin and Denton counties were among the top 10 U.S. counties for population growth last year, according to data from the U.S. Census Bureau.

One of the fastest growing U.S. counties is Kaufman County, which has seen a surge in population growth in recent years.

Collin and Denton counties were among the top 10 U.S. counties for population growth last year, according to data from the U.S. Census Bureau.

One of the fastest growing U.S. counties is Kaufman County, which has seen a surge in population growth in recent years.



Green Brick Partners

Homes brand

RESIDENTIAL REAL ESTATE

Over 1,900 homes planned in Collin

Green Brick Partners
buys Princeton land
for houses to buy, rent

By MITCHELL PARTON
Staff Writer

The community will include up to 1,762 single-family homes for sale, 225 single-family homes for rent, parks and about 4 acres of commercial property. Green Brick will build homes on the site in the Princeton area, according to Green Brick.

"As we look for new opportunities, we really felt like this was one of the last big opportunities in Princeton," Dolson said. "We noticed that this area is

usually have more than 2,300 homes — will begin this summer.

Jordan Cortez and Masco John of Dallas-based real estate advisory and capital markets firm Vantage REA co-



Dominion of Pleasant Valley - Wylie



Gateway Oaks— Forney



Del Webb Trinity Falls – McKinney



FOCUSED ON SERVING A GROWING REGION

City	1950	1960	1970	1980	1990	2000	2010	2020
Allen	---	659	1,940	8,314	18,309	43,554	84,246	104,627
Farmersville	1,955	2,021	2,311	2,360	2,640	3,118	3,301	4,160
Forney	1,425	1,544	1,745	2,483	4,070	5,588	14,661	23,455
Frisco	736	1,184	1,845	3,420	6,138	33,714	116,989	200,509
Garland	10,291	38,501	81,437	138,857	180,635	215,768	226,876	246,018
McKinney	10,560	13,763	15,193	16,249	21,283	54,369	131,117	195,308
Mesquite	1,684	27,526	55,131	67,053	101,484	124,523	139,824	150,108
Plano	2,115	3,695	17,872	72,331	127,885	222,030	259,841	285,494
Princeton	540	594	1,105	3,408	2,321	3,477	6,807	17,027
Richardson	1,289	16,810	48,405	72,496	74,840	91,802	99,223	119,469
Rockwall	1,501	2,166	3,121	5,939	10,486	17,976	37,490	47,251
Royse City	1,266	1,274	1,535	1,566	2,206	2,957	9,349	13,508
Wylie	1,295	1,804	2,675	3,152	8,716	15,132	41,427	57,526

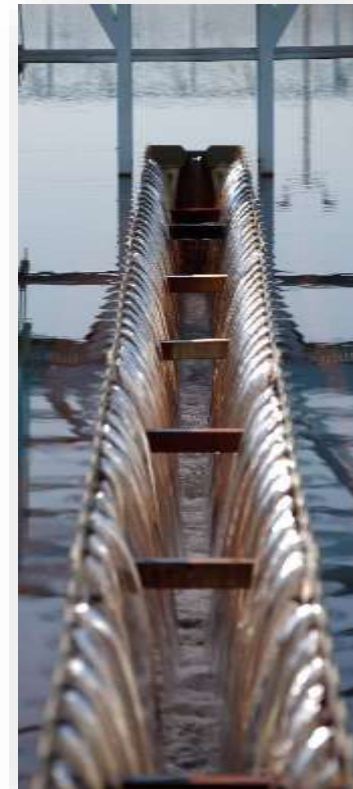
NTMWD Total Population Served: Historical and Projected

Year	1956	1974	1994	2015	2025	2040	2060	2080
Population Served	32,000	200,000	800,000	1.6 M	2.2 M	3 M	4 M	4.5 M



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- Who We Are
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- Projects Supporting Wylie
- Water Supply Planning
- Strategic Financial Plans
- Wrap-up and Questions



Billy George, PE
Deputy Director - Water and Wastewater



WATER SERVICES

Existing Water Supply Sources

- Lavon Lake
- Bois d'Arc Lake
- Lake Texoma
- Lake Tawakoni
- Jim Chapman Lake
- Reuse/Wetland (East Fork and Main Stem)

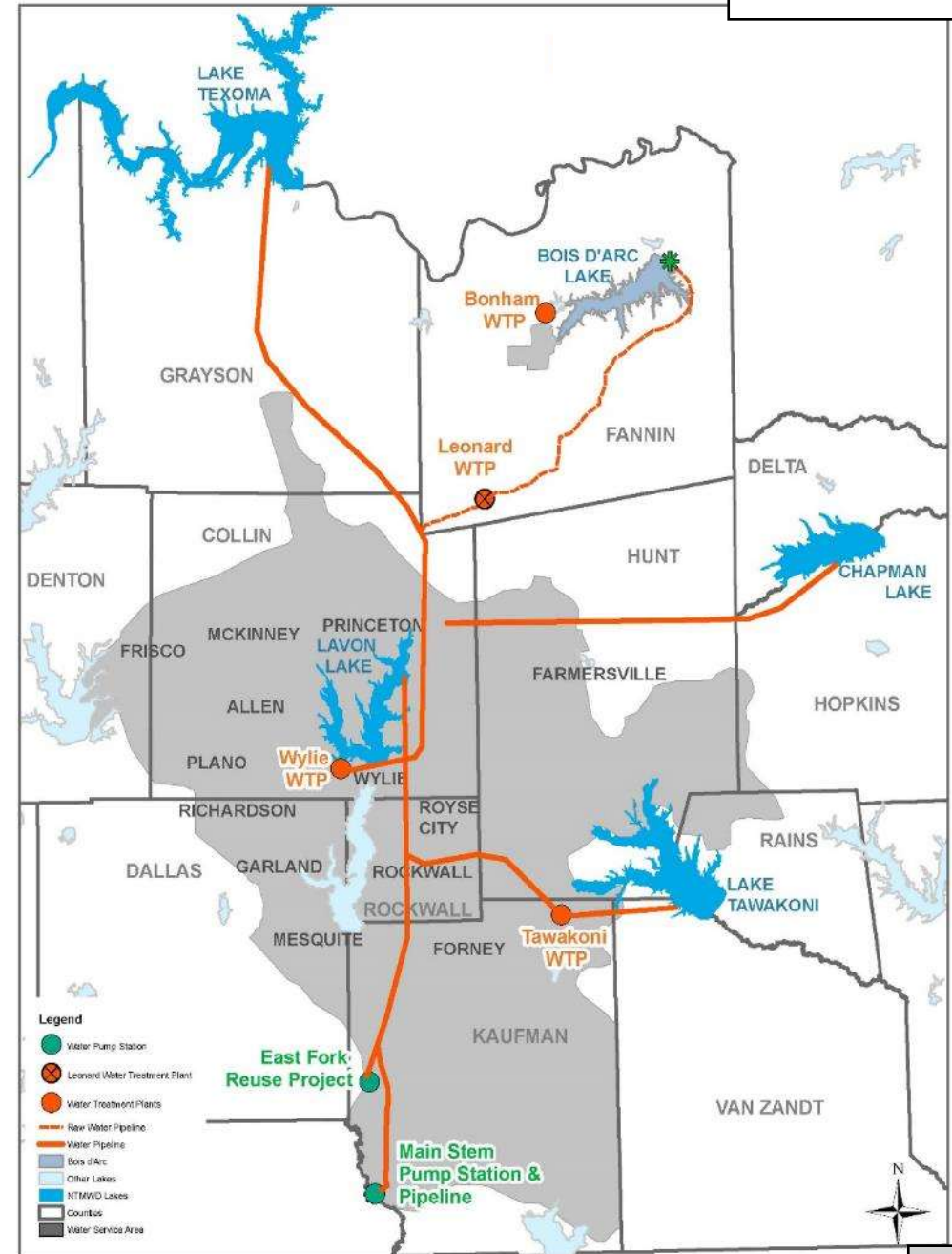
Wylie Water Treatment Plant

- Wylie WTP I 70 MGD
- Wylie WTP II 280 MGD
- Wylie WTP III 280 MGD
- Wylie WTP IV 210 MGD

TOTAL 840 MGD

- **Leonard Water Treatment Plant 70 MGD**
- **Bonham Water Treatment Plant 6 MGD**
- **Tawakoni Water Treatment Plant 30 MGD**

TOTAL PERMITTED CAPACITY 946 MGD





WASTEWATER TREATMENT SYSTEMS

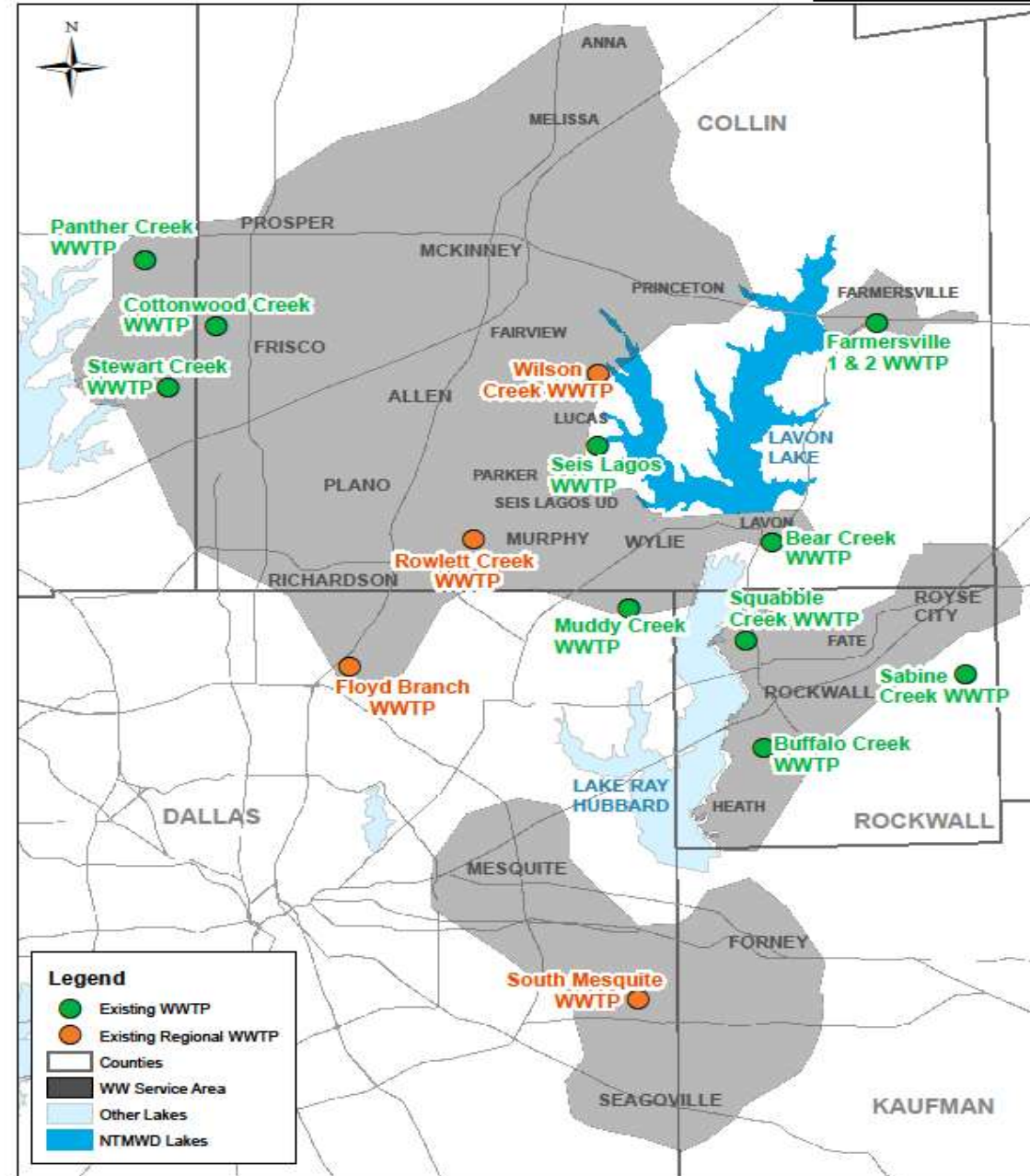
- **Regional Wastewater System**

- Wilson Creek WWTP	64.00 MGD
- South Mesquite WWTP	33.00 MGD
- Rowlett Creek WWTP	24.00 MGD
- Floyd Branch WWTP	4.75 MGD
TOTAL	125.75 MGD

- **Sewer System Plants**

- Number of Sewer System Plants in Operation: 9
- Total Sewer System Capacity: 34 MGD
- Each plant is separate independent system and contracts

- **Total Wastewater Treatment Capacity: 159.45 MGD**



SOLID WASTE SYSTEM

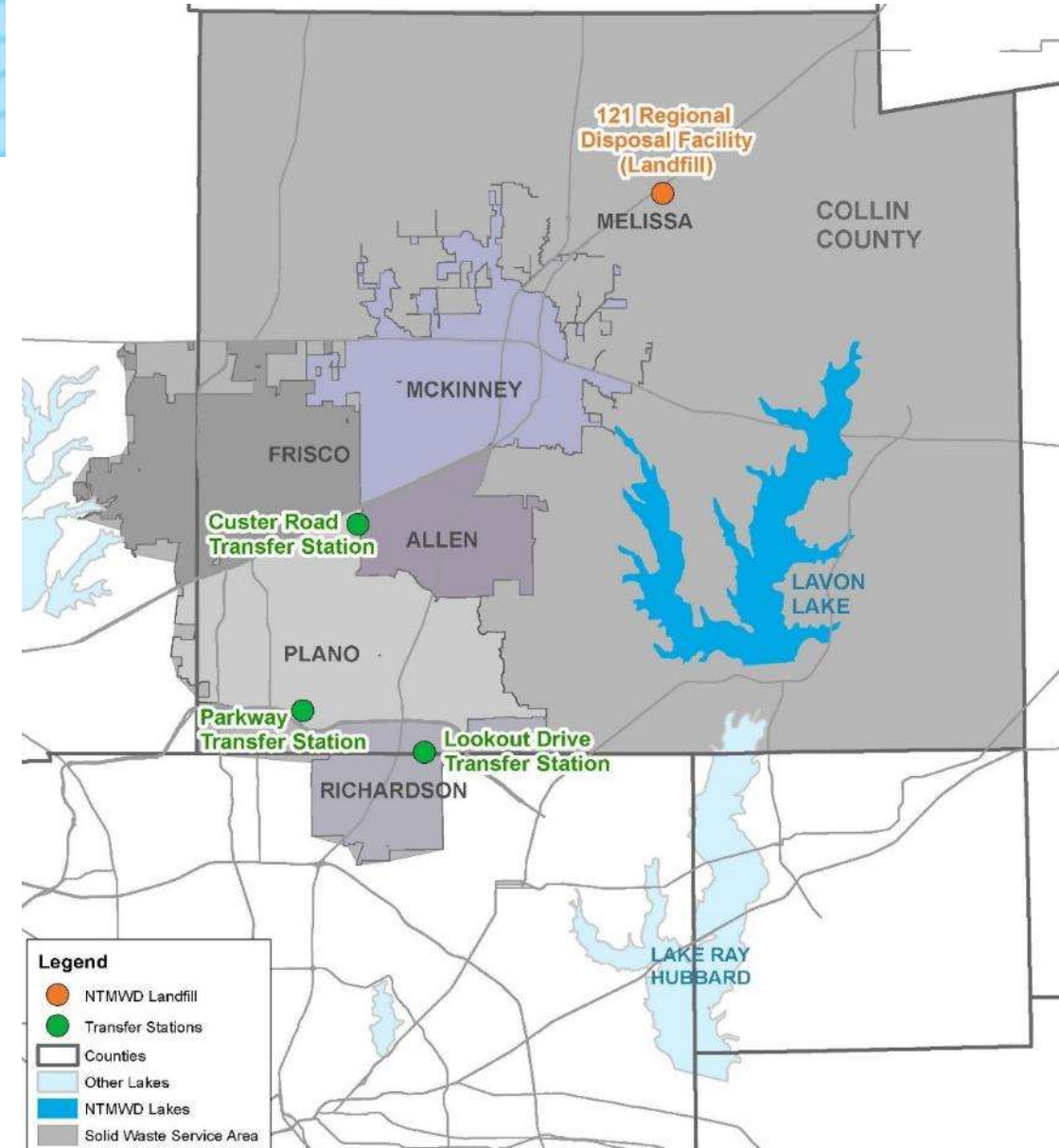
Entities Served: Allen, Frisco, McKinney, Plano, Richardson & the Surrounding Region

Transfer Stations: 3

Transfer Station Throughput: 3,370 tons/day

Landfill: 121 Regional Disposal Facility (Melissa)

- Site Capacity – 134,800,000 cubic yards
- Permitted Area – 673 acres
- Permitted Fill Area – 433 acres
- Approximate Site Life – 38 years
- Waste acceptance – 3,800 tons/day





KEY PROJECTS – BOIS D'ARC LAKE/LEONARD WTP

Bois d'Arc Lake

- First major reservoir constructed in Texas in over 30 years
- Construction began May 2018
- Dedication in October 2022

Leonard Water Treatment Plant

- Phase I (70 MGD) completed
- Water delivery began March 2023
- Phase II (70 MGD) to begin construction by end of year
- Ultimate capacity 280 MGD





KEY PROJECTS – SISTER GROVE RWRRF

- Planned Water Resource Recovery Facility to meet growing regional treatment capacity needs
- Located on 1,000 acres near the FM 2933 and CR 336 intersection – north of New Hope
- NTMWD received TCEQ permit in April 2020
- \$460 million low-interest (0.155%) funding from TWDB; Will save approx. \$160 million for NTMWD and ratepayers
- Expected completion 2025





KEY PROJECTS

Aging Infrastructure Needs Repairs and Upgrades

- Master planning efforts prioritizing improvements at major facilities across the region
- Wylie Plant I (66-year-old facility) recently rehabbed and in service
- Ongoing repairs/replacement of older pipes, pumps and facilities to ensure reliability and public safety
- Senate Bill 3 and water resilience requirements





Overview

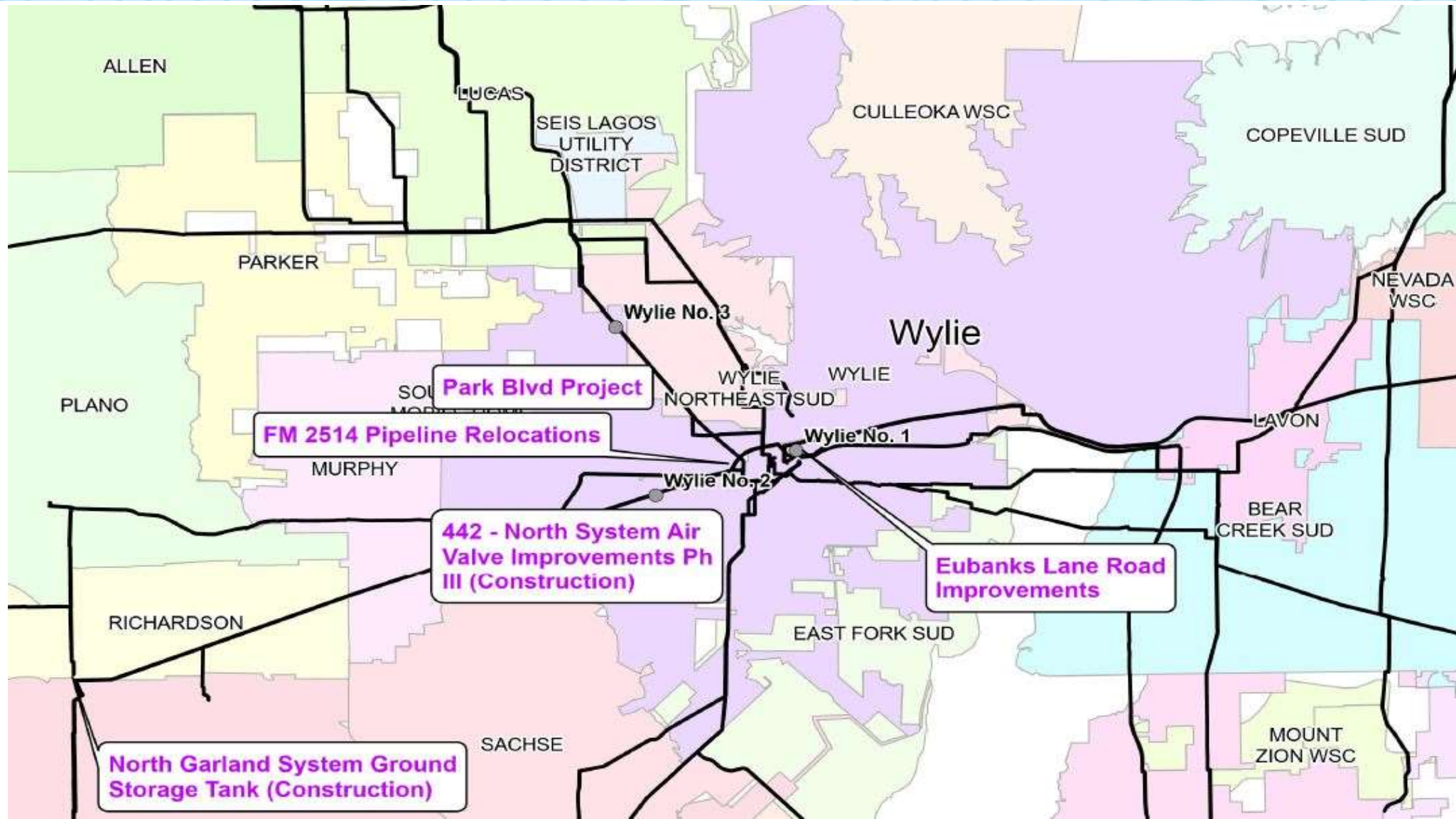
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R.J. Muraski, PMP
Assistant Deputy – CIP and Planning

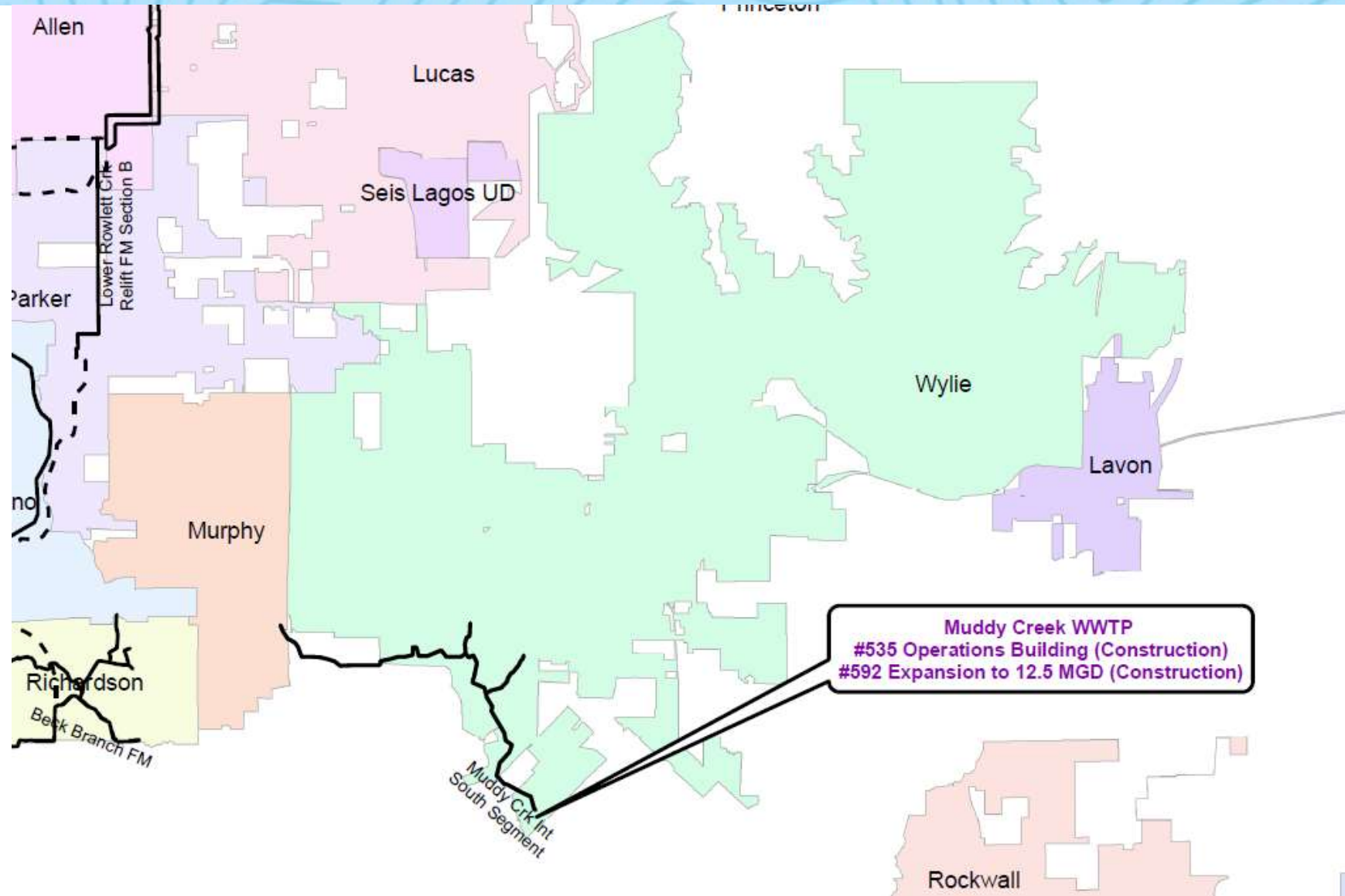


WYLIE PROJECTS – WATER



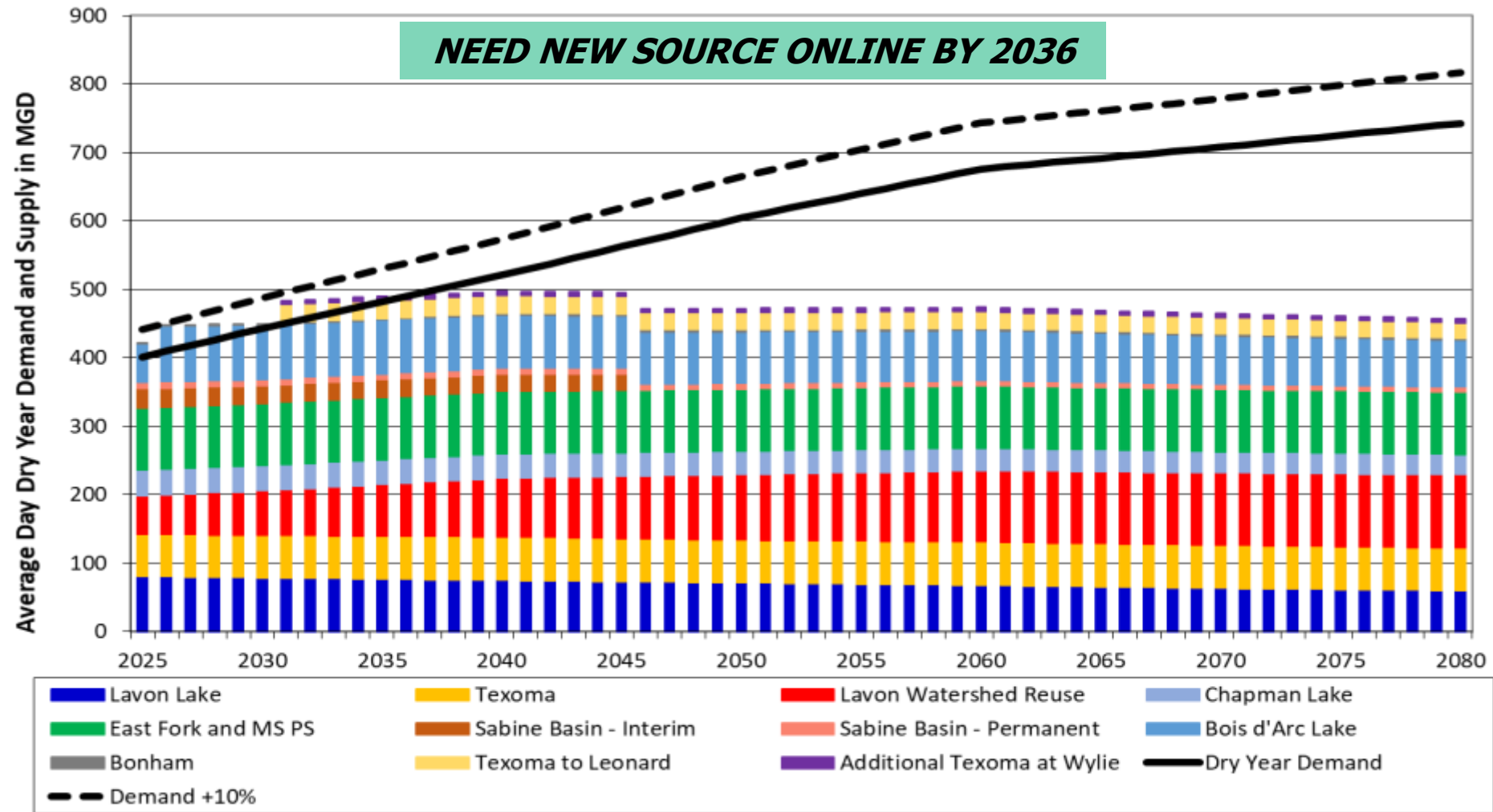


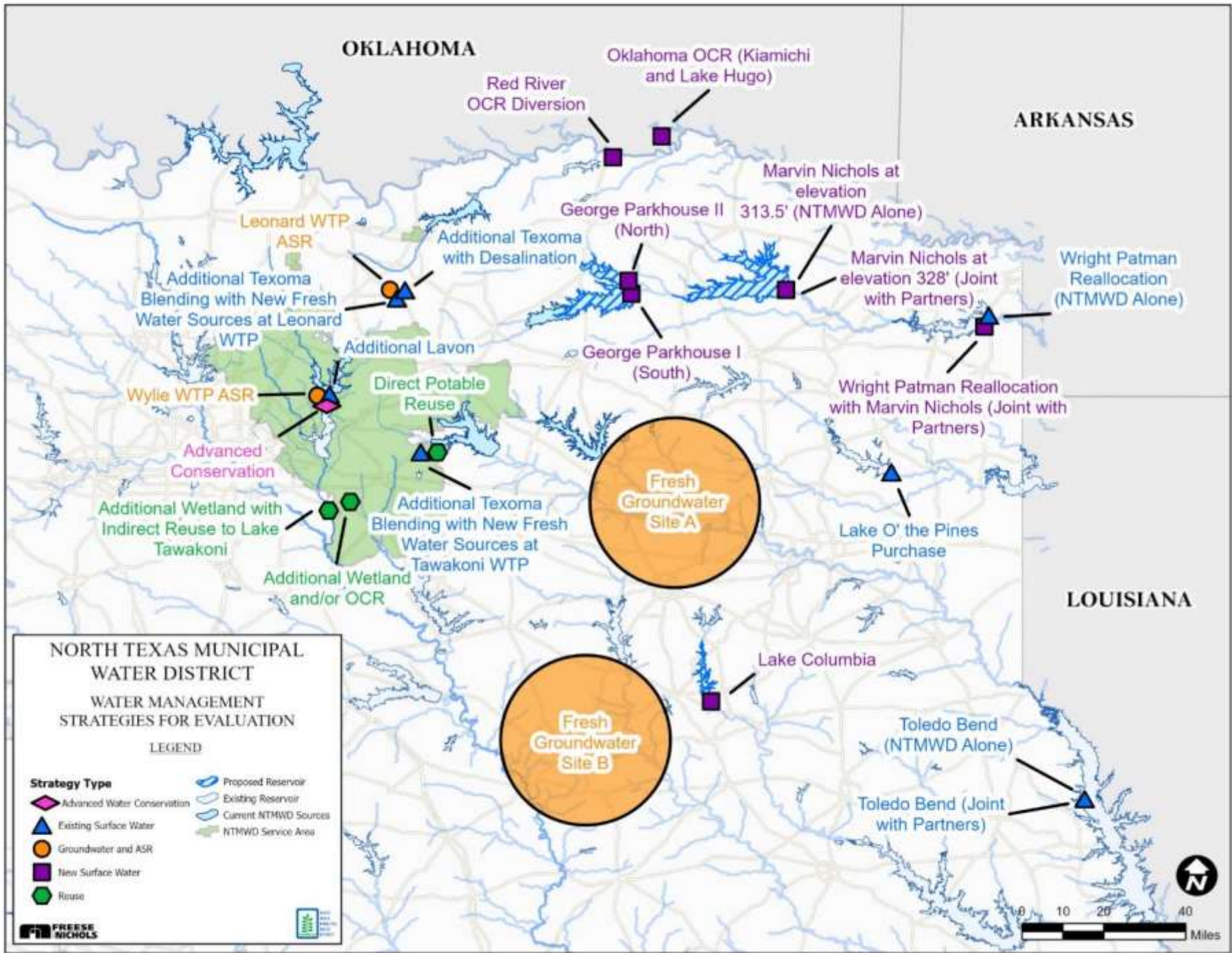
WYLIE PROJECTS – WASTEWATER



LONG RANGE WATER SUPPLY PLANNING

Through 2080



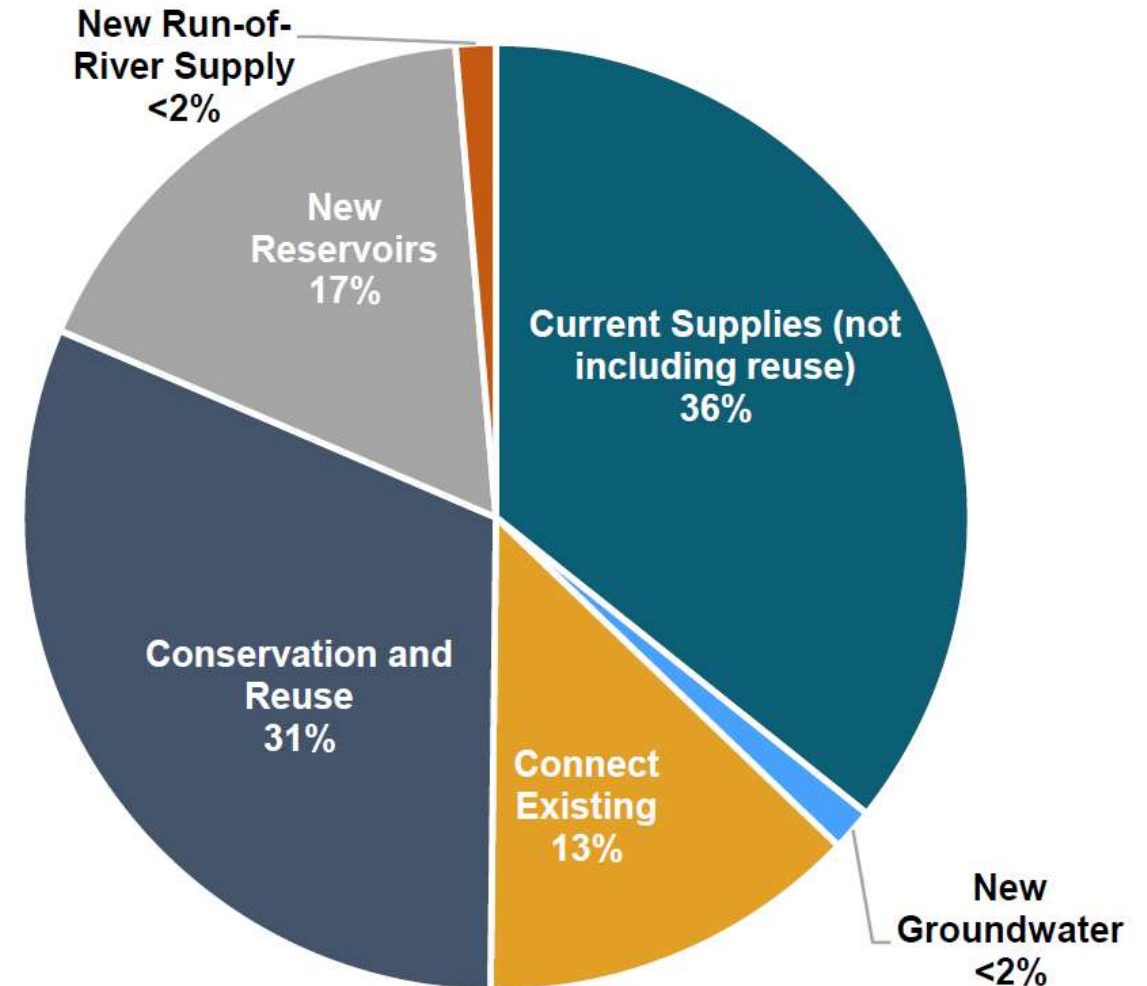




WATER SUPPLY PLANNING

Future Supplies

- **Conservation and Reuse = 31%**
- **New Supplies = 18%**



*2021 Region C Water Plan
Sources of Water Available to Region C as of 2070*



CONSERVATION

Important Part of Water Supply

- Critical strategy for maximizing supplies
- Helped defer approximately \$1 billion in projects
- Award-winning outreach programs:
 - **Water4Otter.org**
Elementary school education program
 - **WaterMyYard.org**
Free weekly water advice based on location and real-time weather data
 - **WaterIsAwesome.com**
Regional campaign with Tarrant Regional Water District and Dallas Water Utilities





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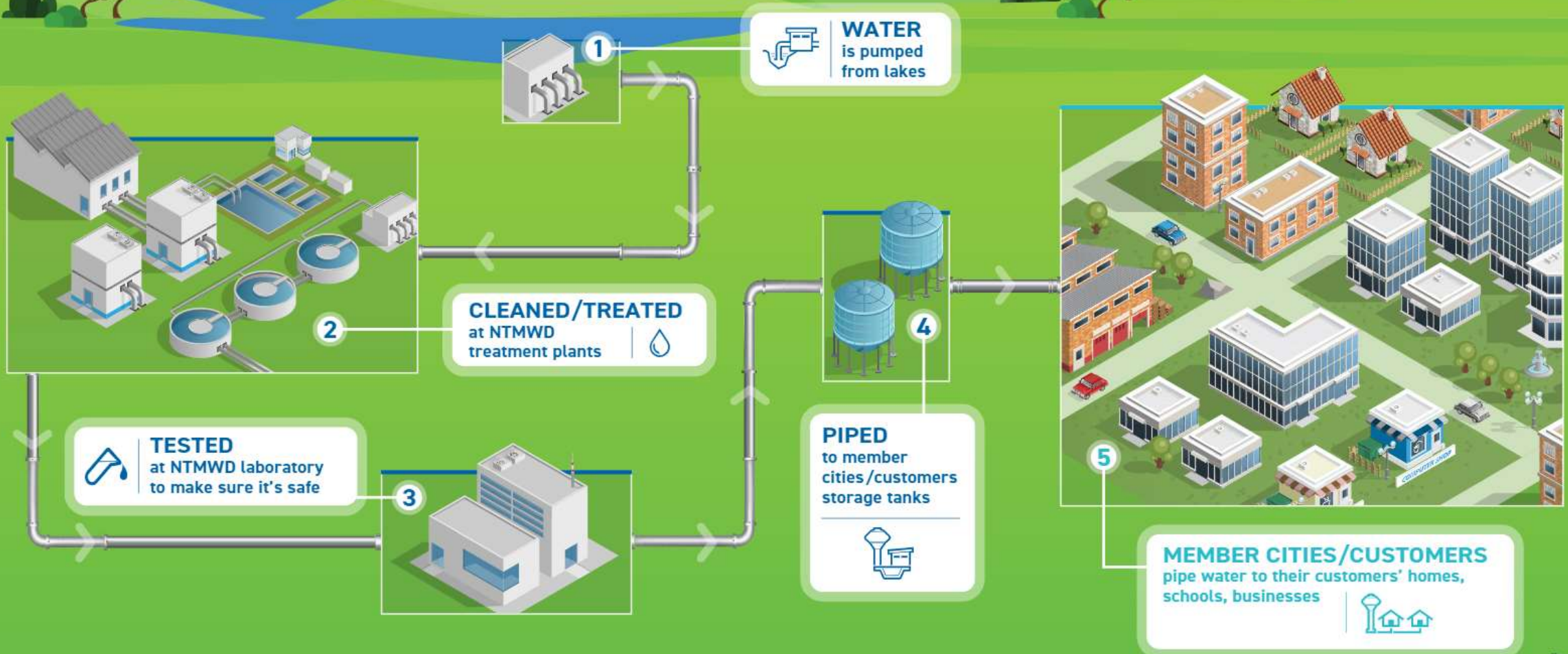
Jenna Covington
Executive Director/General Manager



NORTH
TEXAS
MUNICIPAL
WATER
DISTRICT

GETTING WATER TO YOU

Shared Regional System Serves 80 North Texas Communities





KEY BUDGET DRIVERS

■ Capital Investment Requirements

- \$1.2B in issuance; debt service increase of \$38.5M over previous year
- Escalation of construction costs increased CIP by 17% last year
- Continue to engage with TWDB low interest funding and utilizing extended commercial to mitigate impact



■ Interest Rates

- Interest rates have increased ~25% since last year
- Anticipated market volatility

■ Chemical Costs

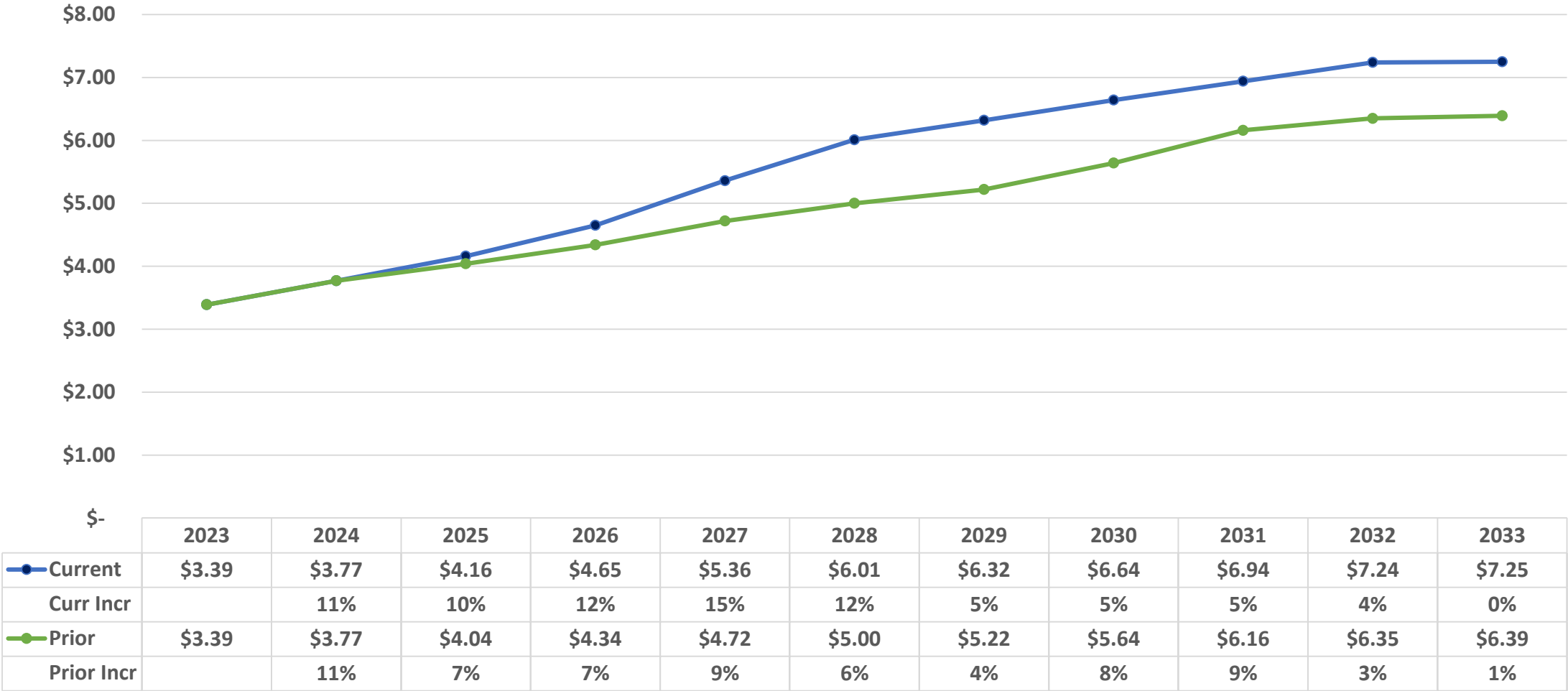
- Volatility and supply has calmed since last year
- Prices are still at historic highs





WATER RATES

NTMWD Regional Water System
Member Rate Per 1,000 Gallons





MUDDY CREEK WWTP RATES

Muddy Creek Wastewater Treatment Plant
Member Cost per 1,000 gallons

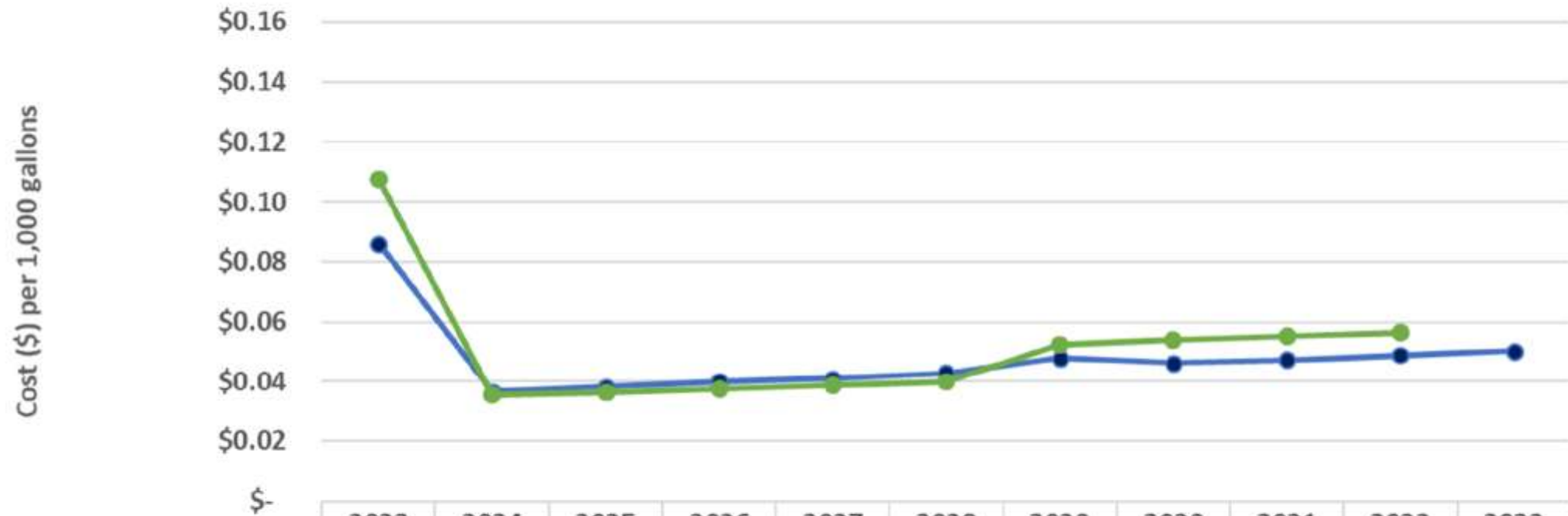


	2023	2024	2025	2026	2027	2028	2029	2030	2031	2032	2033
● Current	\$3.21	\$3.39	\$4.21	\$4.57	\$5.77	\$6.13	\$6.34	\$6.45	\$6.52	\$6.62	\$6.75
Current % Increase		6%	24%	9%	26%	6%	3%	2%	1%	2%	2%
● Prior	\$3.45	\$4.26	\$4.98	\$5.79	\$5.74	\$6.02	\$6.06	\$6.13	\$6.21	\$6.32	\$-
Prior % Increase		24%	17%	16%	-1%	5%	1%	1%	1%	2%	



MUDDY CREEK INTERCEPTOR RATE

Muddy Creek Interceptor
Member Cost per 1,000 gallons



	2023	2024	2025	2026	2027	2028	2029	2030	2031	2032	2033
Current	\$0.09	\$0.04	\$0.04	\$0.04	\$0.04	\$0.04	\$0.05	\$0.05	\$0.05	\$0.05	\$0.05
Current % Increase		-57%	4%	5%	3%	5%	11%	-3%	2%	3%	3%
Prior	\$0.11	\$0.04	\$0.04	\$0.04	\$0.04	\$0.04	\$0.05	\$0.05	\$0.06	\$0.06	\$-
Prior % Increase		-67%	3%	3%	3%	3%	31%	2%	2%	3%	



CONSERVATION RESOURCES


Help Us Conserve Water - North


ntnwd.com/help-us-conserve/

Regional Service Through Unity...Meeting our Region's Needs Today and Tomorrow

BOARD RESOURCES MEMBER PORTAL


ABOUT US SERVICES ENVIRONMENT EDUCATION MEDIA


 **NORTH TEXAS MUNICIPAL WATER DISTRICT**


 *WaterMyYard.org*


Know More. Water Less.


Help Us Conserve Water


 **OUTDOOR WATER SAVING TIPS**

 **WATER MY YARD.ORG**

 **THIRSTY LAWNS AND SMART IRRIGATION**

 **EASY WAYS TO SAVE**

 **CLASSES TO HELP CONSERVE**
Register and learn valuable conservation tips

 **#PledgeTo PlantSmart**



Regional. Reliable. Everyday.

Questions?

Thank you!

www.NTMWD.com | @NTMWD    



Wylie City Council

AGENDA REPORT

Department: Finance

Account Code: _____

Prepared By: Melissa Brown

Subject

Discuss FY 2023-2024 General Fund Budget.

Recommendation

Discussion

Discussion

Presentation to discuss General Fund Budget assumptions, tax rate estimates, and department requests.

Budget Work Session Fiscal Year 2023-2024

June 13, 2023

Proposed Revenue Assumptions

Certified Total Estimated Value as of April 30: \$6,920,554,955

Certified Estimated Value of New Construction as of April 30: \$213,430,800 (equates to \$1,244,579 in revenue)

Proposed Sales Tax is a 10% increase over FY 2023 Budgeted/Projected (6 month actuals at 54%)

Assumes an ***estimated*** No New Revenue Tax Rate of **.533130** and voter approval rate of **.640763**

Assumes an additional two cents for new debt requirement (approved by voters) **.553130**

Assumes another three cents to partially fund the new Ambulance Service Program **.583130**

Assumes sales tax increase and interest earnings will fund the remaining cost of the Ambulance Service Program

Items Included in Proposed Base Budget

	<u>Amount</u>
15% increase in health insurance	\$486,129
3% average merit increase for the General Employees (effective January 2024)	\$267,709
Pay plan adjustments for Police and Fire (effective October 2023)	<u>\$785,000</u>
Total	\$1,538,838 *

* Supported by No New Revenue Rate

General Fund Summary

Estimated Beginning Fund Balance - 10/01/23	\$ 21,426,521
Proposed Revenues '24 (@ .583130)	57,216,424
New EMS Program	(3,313,032)
Proposed Expenditures Base Budget '24	(52,833,348)
Recommended Requests (Recurring Expense)	(744,534)
New/Replacement Equipment One Time Uses	(325,510)
Use of Fund Balance	<u>(574,200)</u>
Estimated Ending Fund Balance 09/30/24	\$ 20,852,321 a)

a) Fund balance is 36% of expenditures.

New Recommendations - General Fund

Dept	Description	Amount
Personnel		
City Secretary	Upgrade Record Analyst to Records and information Analyst II	\$ 3,448
Information Technology	IT System Specialist	\$ 80,639
Police	Four Sworn Officers (4)	\$ 476,727
Police	School Resource Officer	\$ 119,186
Police	WISD Reimbursement	\$ (51,000)
Police	Records Clerk	\$ 57,192
Streets	Signal Technician	<u>\$ 58,342</u>
	Total	\$ 744,534
Non-Personnel		
City Secretary	Public Information Request Software	\$ 14,010
Police	Axon Tasers	\$ 68,000
Animal Control	Needs Assessment Study	\$ 35,000
Streets	Fleet Services Equipment and Updates	\$ 18,500
Streets	School Zone Flasher Assembly	\$ 90,000
Streets	Sachse Road/Creek Crossing Traffic Signal Design	<u>\$ 100,000</u>
	Total	\$ 325,510
	Total Recommendations	\$ 1,070,044

Use of Fund Balance - General Fund

Dept	Description	Amount
Police	Patrol Replacement Tahoes (3)	\$ 120,000
Police	New Patrol Tahoes for Requested Positions (4)	\$ 160,000
Fire	Replace Fire Marshall Vehicle	\$ 74,200
Streets	Aerial Bucket Truck	\$ 220,000
Total		\$ 574,200